

State of Iowa

1970

JOURNAL OF THE SENATE

SIXTY-THIRD
GENERAL ASSEMBLY
Second Regular Session
1970

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Convened January 12, 1970

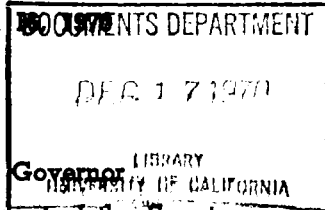
Adjourned April 15, 1970

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ROBERT D. RAY, Governor

ROGER W. JEPSEN, President of the Senate

WILLIAM H. HARBOR, Speaker of the House



Published by the
STATE OF IOWA
Des Moines

SIXTY-THIRD GENERAL ASSEMBLY

OFFICERS OF THE SENATE

ROGER W. JEPSEN, President	Davenport
ELMER F. LANGE, President Pro Tempore	Sac City
ROBERT R. RIGLER, Majority Floor Leader	New Hampton
JAMES A. POTGETER, Assistant Majority Floor Leader	Steamboat Rock
ANDREW G. FROMMELT, Minority Floor Leader	Dubuque
LEE H. GAUDINEER, JR., Assistant Minority Floor Leader	Des Moines
CARROLL A. LANE, Secretary of the Senate	Carroll
RUTH E. FISHER, Assistant Secretary of the Senate	Des Moines
HOWARD N. SOKOL, Legislative Counsel	Sibley
DAN J. O'BRIEN, Reading Clerk	Des Moines
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DOROTHY E. HOHNBAUM, Supply and Secretary's Clerk	Grimes
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NOLA CARYLL WILBUR, Assistant Bill Clerk	Indianola
KEVIN ALBRIGHT, File Clerk	Sioux City
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JOHN NELSON, Assistant Sergeant-at-Arms	Jewell
BYRON MARSHALL, Chief Doorkeeper	Indianola
MARY D. BALLOUN, Postmistress	Toledo

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ELECTIVE STATE OFFICERS
Official Address, Des Moines, Iowa

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

*Retired March, 1970

**Effective March, 1970

MEMBERS OF THE SENATE—SIXTY-THIRD GENERAL ASSEMBLY—SECOND REGULAR SESSION (1970)

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Name	Address	Age	Occupation	Dist.	Counties Composing District	Former Legislative Service
Anderson, Quentin V.	Beaconsfield	37	Farmer, Businessman	4	Decatur, Clarke, Ringgold, Wayne	60, 60X, 61, 63 (1-S)
Arbuckle, R. Dean	Jefferson	43	Proprietor	28	Boone, Greene	63 (1-S)
Balloun, Charles F.	Toledo	65	Farmer	25	Benton, Tama	59, 60, 60X, 61, 62, 63 (1-S)
Bass, Earl G.	Malvern	54	Farmer	6	Page, Fremont, Mills	None
Bortell, Glen E.	St. Charles	55	Operator of Youth Ranch	12	Madison, Adair, Cass	None
Briess, James E.	Corning	43	Auctioneer, Real Estate	5	Adams, Montgomery, Taylor, Union	55, 57, 58, 59, 60, 60X, 61, 62, 63 (1-S)
Brownlee, S. J.	Emmetsburg	43	Farm Management	45	Palo Alto, Emmet, Pocahontas	None
Clarke, Hugh H.	Belmond	51	Farmer	34	Hamilton, Wright	62, 63 (1-S)
Coleman, C. Joseph	Clare	46	Farmer	35	Webster	57, 58, 59, 60, 60X, 61, 62, 63 (1-S)
Conklin, W. Charlene	Waterloo	40	Housewife	32	Black Hawk (Subdist. No. 3)	62, 63 (1-S)
Curran, Leigh R.	Mason City	63	Farmer, Businessman	42	Cerro Gordo	59, 60, 60X, 62, 63 (1-S)
Davis, Wilson L.	Keokuk	52	Contractor-Engineer	1	Lee	None
DeHart, Pearle	Ames	71	Retired Tax Consultant	27	Story	62, 63 (1-S)
DeKoster, Lucas J.	Hull	51	Lawyer, Insurance Agent	49	Sioux, Lyon	61, 62, 63 (1-S)
Denman, William F.	Des Moines	44	Lawyer	20	Polk (Subdist. No. 3)	56, 59, 60, 60X, 61, 62, 63 (1-S)
Dodds, Robert R.	Danville	46	Farmer	7	Des Moines	57, 58, 59, 60, 60X, 61, 62, 63 (1-S)
Doderer, Minnette Frerichs	Iowa City	46	Legislator	17	Johnson	60, 60X, 61, 62, 63 (1-S)
Erakine, Aiden J.	Sioux City	68	Owner-Opr. Auto Maint. Bus.	37	Woodbury (Subdist. No. 2)	62, 63 (1-S)
Frey, Thomas J.	Neola	68	Publisher	13	Pottawattamie (Subdist. No. 1)	54, 55, 56, 57, 62, 63 (1-S)
Fronmelt, Andrew G.	Dubuque	47	Insurance, Real Estate	30	Dubuque (Subdist. No. 2)	55, 56, 57, 58, 59, 60, 60X, 61, 62, 63 (1-S)
Gaudineer, Lee H., Jr.	Des Moines	37	Lawyer	20	Polk (Subdist. No. 4)	61, 62, 63 (1-S)
Gilley, Floyd	Maynard	67	Retired Farmer	39	Fayette, Winneschik	61, 62, 63 (1-S)
Glenn, Gene W.	Ottumwa	41	Lawyer	9	Wapello	61, 62, 63 (1-S)
Griffin, James W., Sr.	Council Bluffs	34	Insurance Executive	13	Pottawattamie (Subdist. No. 2)	62, 63 (1-S)
Hill, Eugene Marshall	Newton	56	Farmer	19	Jasper	58, 59, 60, 60X, 61, 62, 63 (1-S)
Hougen, Chester O.	Cedar Falls	62	Merchant, Lawyer	32	Black Hawk (Subdist. No. 1)	59, 60, 60X, 62, 63 (1-S)
Keith, Wayne	Algona	61	Farmer	44	Kossuth, Humboldt	63 (1-S)
Klink, Leslie C.	Elkader	43	Farmer	38	Clayton, Allamakee	63 (1-S)
Koerk, Ernest	Cedar Rapids	62	Investment Banker	24	Linn (Subdist. No. 2)	52, 52X, 53, 54, 55, 56, 57, 62, 63 (1-S)
Kyhl, Vernon H.	Parkersburg	61	Auto Dealer	41	Butler, Floyd, Mitchell	60, 60X, 61, 62, 63 (1-S)
Lamborn, Clifton C.	Maquoketa	50	Road Contractor	23	Jackson, Jones	61, 62, 63 (1-S)
Lange, Elmer F.	Sac City	52	Dairy Mgr. Executive	36	Calhoun, Ida, Sac	59, 60, 60X, 61, 62, 63 (1-S)
Laverty, Charles O.	Indianola	53	Elevator, Farmer	11	Marion, Warren	62, 63 (1-S)
Leonard, J. Leslie	Linn Grove	64	Minister	46	Clay, Buena Vista	63 (1-S)
Locken, J. Henry	LeMars	73	Retired Farmer	47	Plymouth, Cherokee	52, 52X, 53, 54, 55, 56, 57, 58, 59, 60, 60X, 61, 62, 63 (1-S)
McGill, Donald S.	Melrose	63	Farmer	3	Monroe, Lucas, Appanoose	61, 62, 63 (1-S)
Meeserly, Francis	Cedar Falls	56	Home Bldg. & Inv. Mgmt.	32	Black Hawk (Subdist. No. 2)	59, 60, 60X, 61, 62, 63 (1-S)
Mogged, Charles G.	Fairfield	37	Realtor	2	Van Buren, Davis, Jefferson	63 (1-S)

SENATORS

MEMBERS OF THE SENATE—SIXTY-THIRD GENERAL ASSEMBLY—SECOND REGULAR SESSION—Contd.

Name	Address	Age	Occupation	Dist.	Counties Composing District	Former Legislative Service
Mowry, John L.	Marshalltown	63	Lawyer	26	Marshall	57, 58, 59, 60, 60X, 62, 63 (1-S)
Nea, Arthur A.	Carroll	36	Lawyer	20	Carroll, Crawford	62, 63 (1-S)
Nicholson, Edward E.	Davenport	65	Retired Businessman, Farm Owner and Opr.	15	Scott (Subdist. No. 2)	63 (1-S)
Ollenburg, Herbert L.	Garner	58	Bank President	43	Winnetago, Hancock, Worth	63 (1-S)
O'Malley, George E.	Des Moines	64	Lawyer	20	Polk (Subdist. No. 2)	53, 54, 55, 56, 57, 58, 59, 60, 60X, 61, 62, 63 (1-S)
*Orr, Joan	Grinnell	46	Legislator	18	Poweshiek, Iowa	None
Palmer, William D.	Des Moines	34	Ins. Sales and Mgmt.	20	Polk (Subdist. No. 1)	61, 62, 63 (1-S)
Parker, Kenneth L.	Lamont	65	Farmer	31	Buchanan, Delaware	59, 60, 60X, 63 (1-S)
Potgeater, James A.	Steamboat Rock	39	Grain Dealer	33	Franklin, Grundy, Hardin	62, 63 (1-S)
Potter, Ralph W.	Marion	49	Real Estate Broker	24	Linn (Subdist. No. 1)	63 (1-S)
*Rabedeaux, W. R.	Wilton Junction	50	Service Dir. and Publisher	14	Muscatine, Cedar	None
Reichardt, Wm. J.	Des Moines	39	Retail Clothing	20	Polk (Subdist. No. 5)	61, 62, 63 (1-S)
Rigler, Robert R.	New Hampton	46	Bank President	40	Bremer, Chickasaw, Howard	59, 57, 58, 59, 60, 60X, 61, 62, 63 (1-S)
Schaben, James	Dunlap	43	Livestock Auction Mkt. Opr., Farmer	22	Harrison, Monona, Shelby	62, 63 (1-S)
Shaff, Roger J.	Camanche	58	Farmer, Bank President	16	Clinton	62, 63 (1-S)
Shirley, Alan	Perry	32	Lawyer	21	Dallas, Guthrie, Audubon	61, 62, 63 (1-S)
Smith, Marvin W.	Paullina	68	Retired Farmer, Teacher	48	Dickinson, O'Brien, Osceola	57, 58, 59, 60, 60X, 61, 62, 63 (1-S)
Stephens, Richard L.	Crawfordsville	65	Farmer, Stockman	8	Henry, Louisa, Washington	57, 58, 59, 60, 60X, 61, 62, 63 (1-S)
Sullivan, Charles K.	Sioux City	60	Businessman	37	Woodbury (Subdist. No. 1)	62, 63 (1-S)
Thordsen, Harold A.	Davenport	60	Real Estate Broker	15	Scott (Subdist. No. 1)	62, 63 (1-S)
Van Gilt, Bass	Oskalooza	58	Grain and Livestock Farming	10	Mahaska, Keokuk	61, 62, 63 (1-S)
Walsh, John M.	Dubuque	29	Dept. Store Manager	30	Dubuque (Subdist. No. 1)	62, 63 (1-S)
Weimer, J. Donald	Cedar Rapids	50	Banker	24	Linn (Subdist. No. 3)	63 (1-S)

*Elected during interim to fill vacancy
(1-S) Indicates first regular session.

SENATORS

MEMBERS OF THE HOUSE—SIXTY-THIRD GENERAL ASSEMBLY—SECOND REGULAR SESSION (1970)

VI

Name	Address	Age	Occupation	Counties Composing District	Former Legislative Service
Alt, Don D.	West Des Moines	53	Savings and Loan Executive	Polk, Sub. No. 4	63 (1-8)
Andersen, Leonard C.	Sioux City	58	Realtor, Insurance	Woodbury, Sub. No. 1	59, 60, 60X, 62, 63 (1-8)
Baker, Donald E.	Boone	39	Telephone Commercial Rep.		61, 62, 63 (1-8)
Battles, Lynn Sr.	Maquoketa	59	Farmer, Cattleman	Jackson	62, 63 (1-8)
Bennett, Vernon N.	Des Moines	33	Union Vice-President	Polk, Sub. No. 5	62, 63 (1-8)
Bergman, Irvin L.	Harris	58	Farmer	Lyon, Osceola	62, 63 (1-8)
Blouin, Michael T.	Dubuque	24	Teacher	Dubuque, Sub. No. 2	63 (1-8)
Brinek, Adrian B.	West Point	56	Advertising Manager	Lee, Sub. No. 1	57, 61, 63 (1-8)
Caffrey, James T.	Des Moines	60	Production Worker	Polk, Sub. No. 10	61, 62, 63 (1-8)
Camp, John	Bryant	54	Farm Management	Clinton, Sub. No. 1	58, 59, 60, 60X, 62, 63 (1-8)
Campbell, Herbert L.	Washington	58	Farmer	Washington	63 (1-8)
Christensen, Perry L.	Kent	37	Farmer	Clarke, Union	62, 63 (1-8)
Cochran, Dale M.	Eagle Grove	41	Farmer, Businessman	Webster, Sub. No. 2	61, 62, 63 (1-8)
Corey, Dean O.	Morning Sun	48	Nursing Home Director	Louisia, Sub. No. 2	63 (1-8)
Crabb, Frank A.	Denison	66	Farmer	Crawford	63 (1-8)
Crosier, Dale T.	Cedar Rapids	66	Salesman	Linn, Sub. No. 5	61, 63 (1-8)
Cunningham, Ray C.	Ames	76	Retired (YMCA)	Story, Sub. No. 2	57, 58, 59, 60, 60X, 62, 63 (1-8)
Darrington, William E.	Persia	65	Farmer	Harrison	54, 55, 56, 57, 58, 59, 60, 60X, 63 (1-8)
Den Herder, Elmer H.	Sioux Center	61	Realtor	Sioux	57, 58, 59, 60, 60X, 61, 62, 63 (1-8)
Diets, Walter	Walcott	73	Retired	Scott, Sub. No. 1	47, 48, 49, 63 (1-8)
Dooley, Andrew G.	Sioux City	55	Pharmacist	Woodbury, Sub. No. 3	63 (1-8)
Dougherty, Tom	Albia	59	Farmer	Lucas, Monroe	60X, 61, 63 (1-8)
Doyle, Donald V.	Sioux City	45	Lawyer	Woodbury, Sub. No. 2	57, 58, 61, 63 (1-8)
Drake, Richard F.	Muscatine	42	Farmer	Louisia, Muscatine, Sub. No. 1	63 (1-8)
Dutscher, Lucile	Clarion	48	Housewife	Wright	None
Dunton, Keith	Thornburg	54	Farmer, Businessman	Keokuk	58, 59, 60, 60X, 61, 62, 63 (1-8)
Edgington, Floyd P.	Sheffield	70	Retired Farmer	Franklin	55, 56, 57, 58, 59, 60, 60X, 61, 62, 63 (1-8)
Ellsworth, Theodore R.	Dubuque	51	Insurance	Dubuque, Sub. No. 3	63 (1-8)
Ewell, Vernon A.	Waterloo	32	Teacher	Black Hawk, Sub. No. 4	63 (1-8)
Fischer, Harold O.	Wellsburg	52	Insurance, Realtor	Grundy	58, 59, 60, 60X, 61, 62, 63 (1-8)
Fisher, C. Raymond	Grand Junction	62	Farmer	Greene	58, 59, 60, 60X, 61, 62, 63 (1-8)
Franklin, A. June	Des Moines	39	Administrative Assistant	Polk, Sub. No. 9	62, 63 (1-8)
Freeman, Dennis L.	Storm Lake	30	Insurance Counselor	Buena Vista	63 (1-8)
Freeman, Lester M.	Spirit Lake	59	Resort Owner, Realtor	Clay, Dickinson	62, 63 (1-8)
Gannon, William J.	Mingo	32	Farmer	Jasper, Sub. No. 1	61, 62, 63 (1-8)
Goode, Dewey E.	Bloomfield	71	Retired	Appanoose, Davis	45, 45X, 46, 46X, 47, 48, 49, 50, 50X, 53, 54, 55, 56, 57, 59, 60, 60X, 63 (1-8)
Graham, J. Wesley	Ida Grove	67	Farm Manager	Ida, Sac	59, 60, 60X, 61, 62, 63 (1-8)

REPRESENTATIVES

MEMBERS OF THE HOUSE—SIXTY-THIRD GENERAL ASSEMBLY—SECOND REGULAR SESSION (1970)—Contd.

Name	Address	Age	Occupation	Counties Composing District	Former Legislative Service
Grassley, Charles E.	New Hartford	36	Farmer	Butler	58, 59, 60, 60X, 61, 62, 63 (1-5)
Hamilton, Howard A.	Tipton	60	Insurance, Dist. Manager	Cedar	63 (1-5)
Hansen, Willard R.	Cedar Falls	38	Insurance Executive	Black Hawk, Sub. No. 1	63 (1-5)
Hanson, Fred B.	Osgo	31	Secretary County Fair	Howard, Mitchell	59, 60, 60X, 62, 63 (1-5)
Harbor, William H.	Henderson	49	Grain Elevator Owner	Fremont, Mills	58, 57, 58, 62, 63 (1-5)
Hill, William	Marshalltown	39	Lawyer	Marshall, Sub. No. 1	62, 63 (1-5)
Holden, Edgar H.	Davenport	55	Real Estate	Polk, Sub. No. 5	62, 63 (1-5)
Huff, William H., III	Des Moines	32	Lawyer	Polk, Sub. No. 2	63 (1-5)
Jesse, Norman G.	Des Moines	32	Lawyer	Polk, Sub. No. 6	63 (1-5)
Johnson, Harvey W.	Exira	65	Farmer	Audubon	56, 58, 60, 60X, 62, 63 (1-5)
Johnston, Joseph C.	Iowa City	31	Lawyer, Accountant	Johnson, Sub. No. 1	63 (1-5)
Kehe, Luvern W.	Waverly	59	Contractor, Engineer	Bremer	63 (1-5)
Kennedy, Gene V.	Dubuque	42	Insurance	Dubuque, Sub. No. 1	63 (1-5)
Kennedy, Michael K.	New Hampton	30	Lawyer	Chickasaw	63 (1-5)
Kitner, Art	Independence	50	Farmer	Buchanan	63 (1-5)
Kluever, Lester L.	Atlantic	49	Lawyer	Cass	57, 58, 59, 60, 60X, 61, 62, 63 (1-5)
Knight, Harold	Humboldt- Pocahontas	58	Dairy Bacteriologist	Humboldt, Pocahontas	62, 63 (1-5)
Knoblauch, Charles E., Sr.	Carroll	47	Chamber of Commerce Executive	Carroll	63 (1-5)
Koch, Edgar J.	Sioux City	44	Insurance, Realtor	Woodbury, Sub. No. 4	62, 63 (1-5)
Kremer, Robert M.	Des Moines	28	Lawyer	Polk, Sub. No. 7	63 (1-5)
Kruse, Walter W. P.	Sheldon	65	Farmer, Insurance	O'Brien	63 (1-5)
Langland, Walter V.	Spring Grove, Minn.	42	Farmer	Winnebago	62, 63 (1-5)
Lawson, Murray C.	Mason City	46	Printing Firm Owner	Cerro Gordo, Sub. No. 2	63 (1-5)
Lippold, Donald L.	Waterloo	54	Educator	Black Hawk, Sub. No. 5	63 (1-5)
Lipsky, Joan	Cedar Rapids	50	Housewife	Linn, Sub. No. 6	62, 63 (1-5)
Loetmann, Kenneth L.	Winnebago-Worth	33	Farmer	Winnebago, Worth	None
Logue, Rayman D.	Marengo	49	Utility Employee	Iowa	63 (1-5)
Mayberry, D. Vincent	Fort Dodge	53	Poultry Processor	Webster, Sub. No. 1	61, 62, 63 (1-5)
McCartney, Ralph F.	Charles City	44	Lawyer	Floyd	62, 63 (1-5)
McCormick, Harold C.	Manchester	59	Furniture Store Owner	Delaware	63 (1-5)
McIntyre, Scott, Jr.	Cedar Rapids	36	Insurance Executive	Linn, Sub. No. 3	62, 63 (1-5)
Mendenhall, John C.	New Albin	65	Retired	Allamakee	63 (1-5)
Menefee, Maynard T.	Fayette	62	Farmer	Fayette	63 (1-5)
Mesvinsky, Edward M.	Iowa City	32	Lawyer	Johnson, Sub. No. 2	63 (1-5)
Middleswart, James I.	Indianola	57	Farmer	Warren	62, 63 (1-5)
Millen, Floyd	Farmington	48	President Gravel Company	Jefferson, Van Buren	60, 60X, 61, 62, 63 (1-5)
Miller, Charles P.	Burlington	51	Chiropractor	Des Moines, Sub. No. 1	60, 60X, 61, 62, 63 (1-5)
Miller, Elizabeth R.	Marshalltown	64	Housewife	Marshall, Sub. No. 2	63 (1-5)
Miller, Leroy S.	Shenandoah	55	Implement Dealer	Page	60, 60X, 61, 62, 63 (1-5)
Miller, Roy A.	Monticello	66	Retired	Jones	60, 60X, 62, 63 (1-5)
Milligan, George F.	Des Moines	35	Banking	Polk, Sub. No. 8	63 (1-5)

MEMBERS OF THE HOUSE—SIXTY-THIRD GENERAL ASSEMBLY—SECOND REGULAR SESSION (1970)—Contd.

Name	Address	Age	Occupation	Counties Composing District	Former Legislative Service
Mohrfield, Fred	Toledo	57	Retired	Tama	62, 63 (1-S)
Nelson, Harold V.	Aurelia	70	Farmer	Cherokee	61, 62, 63 (1-S)
Newton, Robert E.	Davenport	38	College Professor	Scott, Sub. No. 2	63 (1-S)
Nielsen, Alfred	Defiance	68	Farmer	Shelby	60, 60X, 61, 62, 63 (1-S)
Nolting, Fred W.	Waterloo	37	Union President	Black Hawk, Sub. No. 3	63 (1-S)
O'Hearn, Trave E.	Davenport	31	President Manufacturing Company	Scott, Sub. No. 3	63 (1-S)
Ossian, Conrad	Red Oak	69	Businessman, Farmer	Adams, Montgomery	57, 58, 59, 60, 60X, 61, 62, 63 (1-S)
Pelton, Charles H.	Clinton	29	Lawyer	Clinton, Sub. No. 2	62, 63 (1-S)
Perkins, Larry L.	Council Bluffs	32	Commercial Decorator	Pottawattamie, Sub. No. 3	63 (1-S)
Peterson, Louis A.	Lawton	60	Farmer	Woodbury, Sub. No. 5	59, 60, 60X, 62, 63 (1-S)
Pierson, George N.	Oskaloosa	65	Farmer	Mahaska	62, 63 (1-S)
Poney, Charles N.	Ottumwa	47	Maintenance Engineer	Wapello, Sub. No. 1	62, 63 (1-S)
Priebe, Berl E.	Aigona	51	Farmer	Kossuth	63 (1-S)
Van Rockel, Gerrit	Pella	70	Retired	Marion	62, 63 (1-S)
Varley, Andrew	Stuart	35	Farmer	Adair, Madison	62, 63 (1-S)
Voorhees, Donald E.	Waterloo	39	Insurance Underwriter	Black Hawk, Sub. No. 2	62, 63 (1-S)
Walter, Richard H.	Council Bluffs	49	Theatrical Manager	Pottawattamie, Sub. No. 4	63 (1-S)
Warren, Homer L.	Leon	65	Farmer	Decatur, Wayne	63 (1-S)
Waugh, Jewell O.	Whiting	59	Farmer	Monona	62, 63 (1-S)
Weichman, David E.	Newhall	48	Lawyer	Benton	59, 63 (1-S)
Welden, Richard W.	Iowa Falls	61	Contractor	Hardin	62, 63 (1-S)
Wells, James D.	Cedar Rapids	41	Food Company Employee	Linn, Sub. No. 4	63 (1-S)
Winkelman, William P.	Lohrville	36	Farmer, Businessman	Calhoun	60, 60X, 61, 62, 63 (1-S)
Wolfe, Harold E.	Clear Lake	68	Retired	Cerro Gordo, Sub. No. 1	62, 63 (1-S)

(1-S) Indicates first regular session.

JOURNAL OF THE SENATE

OPENING DAY Second Session

SENATE CHAMBER,
DES MOINES, IOWA, MONDAY, JANUARY 12, 1970.

Pursuant to section two (2), chapter sixty-nine (69), Acts of the First Regular Session, Sixty-third General Assembly, and in accordance with Senate Concurrent Resolution 47, the second regular session (1970) of the Sixty-third General Assembly convened at 10:00 o'clock a.m., and was called to order by Lieutenant Governor Roger W. Jepsen.

Prayer was offered by Dr. Robert W. Rae, pastor of the Highland Park United Presbyterian Church, Des Moines, Iowa.

The Senate pledged allegiance to the flag.

ANNOUNCEMENT

President Jepsen announced receiving notification from the Governor's office of the following Senate vacancies:

Senators	Senatorial District	Effective Date
Seeley G. Lodwick	First	July 28, 1969 (resigned)
Walter B. Hammer	Forty-fifth	September 10, 1969 (deceased)
Vern Lisle	Sixth	October 17, 1969 (resigned)
David M. Stanley	Fourteenth	October 22, 1969 (resigned)
Joseph B. Flatt	Twelfth	November 17, 1969 (resigned)

COMMITTEE FROM THE HOUSE

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

COMMITTEE ON CREDENTIALS

Senator Rigler moved that a committee of five be appointed as a committee on credentials.

The motion prevailed and the Chair appointed as such committee Senators Lange, Rigler, Kyhl, Hill and Frommelt.

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

REPORT OF COMMITTEE ON CREDENTIALS

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

ELMER F. LANGE, Chairman
 ROBERT R. RIGLER
 VERNON H. KYHL
 EUGENE M. HILL
 ANDREW G. FROMMELT

CERTIFICATION STATE OF IOWA

Office of
 SECRETARY OF THE SENATE

To the Honorable Members of the Senate:

I, CARROLL A. LANE, Secretary of the Senate of the State of Iowa *Do Hereby Certify* that the State Canvassing Board has declared that at a special election held June 19, 1969, Joan Orr was duly elected to the office of State Senator for the Eighteenth District to fill a vacancy in a four-year term which began in January, 1967. The oath of office was administered to Senator Orr August 19, 1969.

I Further Certify that the State Canvassing Board has declared that at a special election held September 9, 1969, Wilson L. Davis was duly elected to the office of State Senator for the First District to fill a vacancy in a four-year term which began in January, 1967. The oath of office was administered to Senator Davis October 1, 1969.

I Further Certify that the State Canvassing Board has declared that at a special election held October 28, 1969, S. J. Brownlee was duly elected to the office of State Senator for the Forty-fifth District to fill a vacancy in a four-year term which began in January, 1969. The oath of office was administered to Senator Brownlee November 12, 1969.

I Further Certify that the State Canvassing Board has declared that at a special election held November 18, 1969, Earl Bass was duly elected to the office of State Senator for the Sixth District to fill a vacancy in a four-year term which began in January, 1967. The oath of office was administered to Senator Bass December 2, 1969.

I Further Certify that the State Canvassing Board has declared that at a special election held November 25, 1969, W. R. Rabedaux was duly elected to the office of State Senator for the Fourteenth District to fill a vacancy in a four-year term which began in January, 1967. The oath of office was administered to Senator Rabedaux December 16, 1969.

I Further Certify that the State Canvassing Board has declared that at a special election held December 16, 1969, Glen E. Bortell was duly elected to the office of State Senator for the Twelfth District to fill a vacancy in a four-year term which began in January, 1969. The oath of office was administered to Senator Bortell December 31, 1969.

I Further Certify that in accordance with an opinion of the Attorney General's office, these duly elected Senators have taken the oath of office as administered by Lieutenant Governor Roger W. Jepsen.

In Testimony Whereof, I have hereunto set my hand in Des Moines, this twelfth day of January, A.D. 1970.

CARROLL A. LANE
Secretary of the Senate

On motion of Senator Lange, the report was adopted and the following newly elected Senators appeared before the bar of the Senate and were presented with the Bibles on which they took their oaths of office: Glen E. Bortell, S. J. Brownlee, Wilson L. Davis, Joan Orr and W. R. Rabedeaux.

COMMUNICATION

The following communication was presented:

SECRETARY OF STATE

Des Moines

January 12, 1970

The Honorable Roger W. Jepsen
Lieutenant Governor of Iowa
Presiding Officer of the Senate

Dear Sir:

Pursuant to the requirements of Section 59.5, Code of Iowa, 1966, I transmit herewith, an envelope which has thereon the following endorsement:

"The within envelope contains the Statement of Intention To Contest Election by Gilbert M. McCarty of Keokuk, Lee County, Iowa, contesting the election of Wilson L. Davis of Keokuk, Lee County, Iowa, to the office of State Senator from Lee County, Iowa, being the First Senatorial District, in the special election held on September 9, 1969, to be determined by the Senate Branch of the General Assembly of the State of Iowa, the said Gilbert M. McCarty being the Democratic candidate for said office and the said Wilson L. Davis being the Republican candidate for said office in the 64th General Assembly to be convened in Des Moines, Iowa, on January 12, 1970."

The attached envelope was filed in this office on December 17, 1969.

Respectfully submitted,
MELVIN D. SYNHORST
Secretary of State

COMMITTEE TO INVESTIGATE ELECTION CONTEST

The Chair announced the appointment of the following committee to investigate the election contest of Gilbert M. McCarty vs. Wilson L. Davis: Senator Neu, chairman; Senators Walsh, Potgeter, Denman and Coleman.

SELECTION OF SEATS

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

Senator Clarke moved that the holdover Senators retain the seats occupied by them during the first session of the Sixty-third General Assembly, or be granted the privilege of requesting a new seat from the unassigned seats, such selection to be based on Senate and House seniority; also, that the names of the newly elected Senators be placed in a box and be drawn out by the Secretary of the Senate.

The motion prevailed and the Secretary of the Senate called the roll of the holdover Senators who had filed requests for seat changes.

Senator Rigler asked and received unanimous consent that Senator Sullivan be granted the privilege of selecting a seat on the aisle.

Upon the drawing of seats, the following selections were made:

Name	Seat No.	Name	Seat No.
Anderson of Ringgold	33	Lange of Sac	25
Arbuckle of Greene	19	Lavery of Warren	41
Balloun of Tama	51	Leonard of Buena Vista	3
Bass of Mills	21	Lucken of Plymouth	44
Bortell of Madison	20	McGill of Monroe	48
Briles of Adams	40	Messerly of Black Hawk	54
Brownlee of Palo Alto	8	Mogged of Jefferson	30
Clarke of Wright	58	Mowry of Marshall	38
Coleman of Webster	15	Neu of Carroll	28
Conklin of Black Hawk	2	Nicholson of Scott	4
Curran of Cerro Gordo	57	Ollenburg of Hancock	59
Davis of Lee	26	O'Malley of Polk	13
DeHart of Story	23	Orr of Poweshiek	1
DeKoster of Sioux	60	Palmer of Polk	17
Denman of Polk	52	Parker of Buchanan	22
Dodds of Des Moines	7	Potgeter of Hardin	31
Doderer of Johnson	43	Potter of Linn	49
Erskiner of Woodbury	47	Rabedeaux of Muscatine	14
Frey of Pottawattamie	55	Reichardt of Polk	50
Frommelt of Dubuque	35	Rigler of Chickasaw	16
Gaudineer of Polk	45	Schaben of Harrison	39
Gilley of Fayette	6	Shaff of Clinton	34
Glenn of Wapello	5	Shirley of Dallas	37
Griffin of Pottawattamie	9	Smith of O'Brien	24
Hill of Jasper	12	Stephens of Washington	46
Hougen of Black Hawk	62	Sullivan of Woodbury	36
Keith of Kossuth	32	Thordsen of Scott	18
Klink of Clayton	10	Van Gilst of Mahaska	42
Kosek of Linn	56	Walsh of Dubuque	29
Kyhl of Butler	27	Weimer of Linn	11
Lamborn of Jackson	53		

ELECTION OF PRESIDENT PRO TEMPORE

Senator Rigler placed in nomination the name of Senator Elmer F. Lange of Sac County as a candidate for the office of President pro tempore of the Senate for the second session of the Sixty-third General Assembly.

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

President Jepsen requested Senators Rigler, Griffin and O'Malley to escort Senator Lange to the rostrum.

Senator Lange appeared, took the oath of office, was congratulated and presented with his Bible by President Jepsen.

In accepting the office, Senator Lange made the following remarks:

MR. PRESIDENT, FELLOW SENATORS: I want to thank you for this high honor and I want to assure you it will be my duty and obligation to treat everyone as fairly as possible. It doesn't make any difference what side of the aisle you are on, I will try to see you are each treated the same.

It is the intent of the Chair to expedite the matters of the Senate and move the session along as rapidly as possible. Thank you.

President pro tempore Lange took the chair at 11:03 a.m.

MESSAGE FROM THE HOUSE

The following message was received from the House:

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

House Concurrent Resolution 101, providing for a joint convention of the two houses to hear the Governor's state of the state message.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE CONCURRENT RESOLUTION 101

By McCartney

Be It Resolved by the House, the Senate Concurring, that a joint convention of the two houses of the second regular session of the Sixty-third General Assembly be held on Monday, January 12, 1970, at 1:30 p.m.

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

ADOPTION OF HOUSE CONCURRENT RESOLUTION 101

Senator Rigler asked and received unanimous consent to take up House Concurrent Resolution 101, and moved its adoption.

The motion prevailed and the resolution was adopted.

COMMITTEE TO NOTIFY THE GOVERNOR

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

The motion prevailed and the Chair appointed as such committee Senators Shaff, Laverty and Coleman.

COMMITTEE TO NOTIFY THE HOUSE

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

The motion prevailed and the Chair appointed as such committee Senators Mogged, Potter and Shirley.

ASSIGNMENT OF SEATS IN THE PRESS GALLERY

Senator Nicholson moved that the Secretary of the Senate be authorized to assign seats for the use of the representatives of the newspapers, radio and television media upon the written request of their respective sponsors and that appropriate badges be provided for the press to be worn in, or adjacent to, the legislative chambers.

The motion prevailed and the Secretary assigned the following:

51. Des Moines Register, Allan Hoschar
52. Des Moines Tribune, George Anthan
53. Associated Press, Jim Farrell
54. WHO and WHO TV, Craig Prosser
55. United Press International, Earl Flowers
56. Iowa Daily Press Association, Harrison Weber
57. Iowa Press Association, Don Reid
59. WOI and WOI TV, Ken Cosgrove
60. Cedar Rapids Gazette, Frank T. Nye
61. WMT, Thomas Bauer
62. Waterloo Daily Courier, William Severin
63. The Council Bluffs Nonpareil, Harry Mauck, Jr.
64. KRNT and KRNT TV, Charles W. Lakin
70. Weber Reports, Otto Weber
80. Times-Democrat, Christine Hansen
81. The Iowa State Daily, Suzanne Rullestad
82. WMT, Douglas Brandt
83. WMT, Carol Daringer
84. Marshalltown Times-Republican, Vern Vierth
85. Marshalltown Times-Republican, David Hinton
86. Omaha World Herald, Douglas S. Looney
87. The Telegraph-Herald, Tom Tauke
88. KRNT and KRNT TV, Gary Vincent

ADOPTION OF SENATE CONCURRENT RESOLUTION 101

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

SENATE CONCURRENT RESOLUTION 101

By Rigler

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

The motion prevailed and the resolution was adopted.

ELECTION TO COMPLETE STAFF OF
PERMANENT OFFICERS AND EMPLOYEES

Senator Kyhl asked and received unanimous consent to take up the election of permanent officers and employees to complete the Senate staff, placed in nomination the following persons and moved their election:

Assistant Journal Clerk	Roberta Hickerson, Des Moines
Secretary to the Secretary	Sandra L. Moses, Ankeny
General Clerk	Dione Jackson, Ames
Enrolling Clerk	Colleen Dillon, Des Moines
Control Board Operator	William Crews, Muscatine
Bill Clerk	Helen Goreham, Des Moines
Assistant Bill Clerk	Nola C. Wilbur, Indianola
File Clerk	Kevin Lee Albright, Sioux City

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

REPORT OF COMMITTEE TO NOTIFY THE HOUSE

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

The report was accepted and the committee discharged.

REPORT OF COMMITTEE TO NOTIFY THE GOVERNOR

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

message and reported he would be glad to receive any communications.

The report was accepted and the committee discharged.

BILLS ON CALENDAR REFERRED TO PRESIDENT OF SENATE

On motion of Senator Rigler, all bills on the Senate calendar of January 12, 1970, were referred to the President of the Senate for reassignment.

COMMUNICATIONS

The following communications were presented:

OFFICE OF THE GOVERNOR
STATE CAPITOL
Des Moines, Iowa 50319

July 15, 1969

Hon. Roger W. Jepsen
Lieutenant Governor of Iowa
Local

Dear Governor Jepsen:

It is my pleasure to submit to the Senate for their consideration the name of Kenneth R. D. Wolfe of Marshalltown, Marshall County, Iowa, for appointment as a member of the Merit Employment Commission under the provisions of House File 572 for a regular six-year term beginning July 1, 1969, and ending June 30, 1975.

Respectfully yours,
ROBERT D. RAY
Governor

Also:

Dear Governor Jepsen:

It is my pleasure to submit to the Senate for their consideration the name of William C. Hubbard of Iowa City, Johnson County, Iowa, for appointment as a member of the Merit Employment Commission under the provisions of House File 572 for a regular six-year term beginning July 1, 1969, and ending June 30, 1975.

Respectfully yours,
ROBERT D. RAY
Governor

Also:

July 30, 1969

Dear Governor Jepsen:

It is my pleasure to submit to the Senate for their consideration the name of Abe D. Clayman of Des Moines, Polk County, Iowa, for appointment as a member of the Civil Rights Commission under the provisions of section 105A.3 of the 1966 Code of Iowa for a regular four-year term commencing July 1, 1969, and ending June 30, 1973.

Respectfully yours,
ROBERT D. RAY
Governor

Also :

December 9, 1969

Dear Governor Jepsen:

It is my pleasure to submit to the Senate for their consideration the name of James T. Klein of Lake Mills, Winnebago County, Iowa, for appointment as a member of the Iowa Employment Security Commission under the provisions of section 96.10 of the Code of Iowa, 1966, for the unexpired term ending June 30, 1973.

Respectfully yours,
ROBERT D. RAY
Governor

Also :

December 12, 1969

Dear Governor Jepsen:

It is my pleasure to submit to the Senate for their consideration the name of James N. Gillman of Marshalltown, Marshall County, Iowa, for appointment as Commissioner of Social Services under the provisions of section 7 of Senate File 739 of the Sixty-second General Assembly beginning August 18, 1969.

Respectfully yours,
ROBERT D. RAY
Governor

Also :

January 9, 1970

Dear Governor Jepsen:

It is my pleasure to submit to the Senate for their consideration the name of Chad A. Wymer of Des Moines, Polk County, Iowa, for appointment as Director of the Iowa Development Commission under the provisions of section 2 of House File 348 of the Laws of the Sixty-third General Assembly beginning September 1, 1969.

Respectfully yours,
ROBERT D. RAY
Governor

INTRODUCTION OF BILLS

Senate File 1001, by committee on judiciary, a bill for an act relating to state director of social services as the recipient of certain federal aid funds.

Read first time and placed on calendar.

Senate File 1002, by committee on judiciary, a bill for an act to clarify the definition of "purchase price" under the use tax law.

Read first time and placed on calendar.

Senate File 1003, by committee on judiciary, a bill for an act relating to institutions of higher learning under the jurisdiction of the state board of regents.

Read first time and placed on calendar.

Senate File 1004, by committee on judiciary, a bill for an act

to remove a reference to terms of court in the statute relating to notice to a foreign corporation committing a tort in Iowa.

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

Senate File 1005, by committee on judiciary, a bill for an act relating to time of trial for persons held for a public offense.

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

Senate File 1006, by committee on judiciary, a bill for an act to clarify chapter one hundred forty-two (142), Acts of the Sixty-third General Assembly, First Session, relating to eradication of hog cholera.

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

Senate File 1007, by committee on judiciary, a bill for an act relating to a temporary initial assessment against all public utilities to provide a fund for implementation of the Public Utilities Regulation Law.

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

Senate File 1008, by committee on judiciary, a bill for an act relating to distribution of Code commission briefs.

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

Senate File 1009, by committee on judiciary, a bill for an act relating to acknowledgments by notaries public.

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

Senate File 1010, by committee on judiciary, a bill for an act to clarify the Iowa Liquor Control Act.

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

Senate File 1011, by committee on judiciary, a bill for an act relating to a minimum motor vehicle registration fee.

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

Senate File 1012, by committee on judiciary, a bill for an act relating to drainage laws.

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

Senate File 1013, by committee on judiciary, a bill for an act relating to the registration and operation of motor vehicles.

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

Senate File 1014, by committee on judiciary, a bill for an act relating to admission and exclusion of school pupils.

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

Senate File 1015, by committee on judiciary, a bill for an act relating to an obsolete reference to the state tax commission.

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

Senate File 1016, by committee on judiciary, a bill for an act relating to obsolete provisions in the law relating to county expenditures.

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

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up for consideration Senate Files 270, 390 and 594.

Senate File 270

On motion of Senator Curran, Senate File 270, a bill for an act relating to merger and consolidation of cooperative associations, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

On the question "Shall the bill pass?" (S. F. 270) the vote was:

Ayes, 57:

Anderson	Doderer	Lamborn	Potgeter
Arbuckle	Erskine	Lange	Potter
Balloun	Frey	Laverty	Rabedeaux
Bortell	Frommelt	Lucken	Reichardt
Briles	Gaudineer	McGill	Rigler
Brownlee	Gilley	Mogged	Shaff
Clarke	Glenn	Mowry	Shirley
Coleman	Griffin	Neu	Smith
Conklin	Hill	Nicholson	Stephens
Curran	Hougen	Ollenburg	Sullivan
Davis	Keith	O'Malley	Thordsen
DeHart	Klink	Orr	Van Gilst
DeKoster	Kosek	Palmer	Walsh
Denman	Kyhl	Parker	Weimer
Dodds			

Nays, none.

Absent or not voting, 4:

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

Senate File 390

On motion of Senator DeKoster, Senate File 390, a bill for an act relating to tuition and transportation for children residing in state institutions, charitable institutions, and licensed boarding homes, who enroll in special education programs conducted by county boards of education, was taken up and considered.

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

On the question "Shall the bill pass?" (S. F. 390) the vote was:

Ayes, 59:

Anderson	Doderer	Lange	Potter
Arbuckle	Erskine	Laverty	Rabedeaux
Balloun	Frey	Lucken	Reichardt
Bortell	Frommelt	McGill	Rigler
Briles	Gaudineer	Messery	Schaben
Brownlee	Gilley	Mogged	Shaff
Clarke	Glenn	Mowry	Shirley
Coleman	Griffin	Neu	Smith
Conklin	Hill	Nicholson	Stephens
Curran	Hougen	Ollenburg	Sullivan
Davis	Keith	O'Malley	Thordsen
DeHart	Klink	Orr	Van Gilst
DeKoster	Kosek	Palmer	Walsh
Denman	Kyhl	Parker	Weimer
Dodds	Lamborn	Potgeter	

Nays, none.

Absent or not voting, 2:

Bass Leonard

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

Senate File 594

On motion of Senator Kyhl, Senate File 594, a bill for an act relating to fees charged for licenses of motor vehicle manufacturers, distributors, wholesalers, factory representatives, and distributor branch representatives, was taken up and considered.

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

On the question "Shall the bill pass?" (S. F. 594) the vote was:

Ayes, 58:

Anderson	Clarke	DeKoster	Gaudineer
Arbuckle	Coleman	Denman	Gilley
Balloun	Conklin	Dodds	Glenn
Bortell	Curran	Erskine	Griffin
Briles	Davis	Frey	Hill
Brownlee	DeHart	Frommelt	Hougen

Keith	Messlerly	Parker	Shirley
Klink	Mogged	Potgeter	Smith
Kosek	Mowry	Potter	Stephens
Kyhl	Neu	Rabedeaux	Sullivan
Lamborn	Nicholson	Reichardt	Thordsen
Lange	Ollenburg	Rigler	Van Gilst
Laverty	O'Malley	Schaben	Walsh
Lucken	Orr	Shaff	Weimer
McGill	Palmer		

Nays, none.

Absent or not voting, 3:

Bass **Doderer** **Leonard**

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

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate File 390 passed the Senate.

JOHN M. WALSH

RESIGNATIONS

President Jepsen announced the resignation of Senator Rigler as chairman of commerce committee.

President Jepsen announced the resignation of Senator Thordsen as ranking member of human and industrial relations committee.

COMMITTEE REASSIGNMENTS

President Jepsen announced the following committee membership changes:

Senator Arbuckle reassigned to Iowa development from human and industrial relations.

Senator Doderer reassigned to judiciary from social services.

Senator Keith reassigned to ways and means from cities and towns.

Senator Klink reassigned to appropriations from social services.

Senator Kyhl reassigned to commerce from conservation and recreation.

Senator Lange reassigned to rules from judiciary.

Senator Potgeter reassigned to rules from state government.

Senator Smith reassigned to social services from agriculture.

Senator Curran reassigned to schools from county government.

COMMITTEE APPOINTMENTS

President Jepsen announced the following committee appointments:

Senator Griffin as chairman of commerce.

Senator Smith as chairman of higher education.

Senator Nicholson as ranking member of higher education.

Senator Rigler as ranking member of rules.

Senator O'Malley as ranking member of social services.

- Senator DeKoster as ranking member of human and industrial relations.
- Senator Thordsen as ranking member of commerce.
- Senator Laverty as ranking member of appropriations.
- Senator Potter as ranking member of cities and towns.
- Senator Bass to agriculture, social services, higher education and appropriations.
- Senator Brownlee to appropriations, higher education, commerce and county government.
- Senator Davis to cities and towns, ways and means, human and industrial relations and schools.
- Senator Orr to conservation and recreation, county government, schools and social services.
- Senator Rabedeaux to state government, cities and towns, human and industrial relations and appropriations.
- Senator Bortell to higher education, county government, state government and conservation and recreation.

CHANGES IN APPROPRIATIONS SUBCOMMITTEES

Senator Messerly announced the following appropriations subcommittee changes:

- Senator Balloun reassigned to chairman of education subcommittee from chairman of natural resources subcommittee.
- Senator Erskine as chairman of natural resources subcommittee.
- Senator Nicholson as a member of education subcommittee.
- Senator Bass as a member of state departments subcommittee.
- Senator Brownlee as a member of Iowa development subcommittee.
- Senator Rabedeaux as a member of Iowa development subcommittee.
- Senator Klink as a member of natural resources subcommittee.
- Senator DeHart as chairman of claims subcommittee.
- Senator Griffin as a member of claims subcommittee.
- Senator Gaudineer as a member of claims subcommittee.

LEGISLATIVE INTERIM COMMITTEES

President Jepsen announced the appointment during the interim of the following Senators to the Medical Assistance to the Aged Advisory Council:

- Ernest Kosek, Cedar Rapidstwo-year term
- William D. Palmer, Des Moinestwo-year term

ANNOUNCEMENT BY THE LEGISLATIVE COUNCIL

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

AGRICULTURE

AGRICULTURE SUBCOMMITTEE

- Representative Strothman, Chairman
- Senator Clarke
- Senator Keith
- Representative Kruse
- Representative Pierson

CITIES AND TOWNS

REVENUE PROBLEMS COMMITTEE

Senator Kosek, Chairman	Senator DeHart
Senator Palmer	

COMPENSATION OF MUNICIPAL EMPLOYEES SUBCOMMITTEE

Senator Potter, Chairman	Senator DeHart
Senator Frommelt	

TRANSPORTATION SUBCOMMITTEE

Senator Thordsen, Chairman	
Senator Walsh	Senator Hougen

ACCOUNTING AND BUDGETING SUBCOMMITTEE

Senator Keith, Chairman	Senator Hougen
Senator Erskine	

RECREATION SUBCOMMITTEE

Senator Palmer, Chairman	Senator Thordsen
Senator Kosek	

INNOVATED TREATMENT OF BLIGHTED AREAS SUBCOMMITTEE

Senator Erskine, Chairman	Senator Shirley
Senator Keith	

COMMERCE

CONSUMER CREDIT CODE SUBCOMMITTEE

Representative Shepherd, Chairman	Senator Weimer
Senator Thordsen	Representative O'Hearn
Senator Flatt	Representative Priebe

FINANCIAL INSTITUTIONS SUBCOMMITTEE

Representative Koch, Chairman	Senator Rigler
Senator Mogged	Representative Alt
Senator Denman	Representative Dougherty

COMMERCE COMMISSION SUBCOMMITTEE

Senator Rigler, Chairman	Representative Kreamer
Senator Denman	Representative Logue
Senator Potgeter	Representative Battles

INSURANCE SUBCOMMITTEE

Representative Fischer, Chairman	Senator Briles
Senator Griffin	Representative Ellsworth
Senator Glenn	Representative Schwartz

NEW CAR FRANCHISES SUBCOMMITTEE

Senator Griffin, Chairman	Representative Strand
Senator Thordsen	Representative Crabb
Senator Weimer	Representative Freeman

JUDICIARY

JUDICIAL REDISTRICTING SUBCOMMITTEE

Senator DeKoster, Chairman	Representative Hill
Senator Neu	Representative McCartney
Senator Shirley	Representative Doyle

FAMILY COURT AND DIVORCE SUBCOMMITTEE

Representative Hill, Chairman	Senator O'Malley
Senator Neu	Representative Pelton
Senator Leonard	Representative Radl

JUDICIAL DISCIPLINE AND WIDOWS' RETIREMENT SUBCOMMITTEE

Representative Kluever, Chairman	Senator Coleman
Senator Laverty	Representative Klein
Senator Mowry	Representative Renda

UNIFIED TRIAL COURT SUBCOMMITTEE

(House judiciary only)	Representative Huff
Representative Pelton, Chairman	Representative Skinner

HOUSE FAMILY COURT AND DIVORCE SUBCOMMITTEE

Representative Hill, Chairman	Representative Radl
Representative Grassley	Representative Renda
Representative Pelton	

SCHOOLS**SCHOOL TRANSPORTATION SUBCOMMITTEE**

Senator Conklin, Chairman	Representative Baker
Senator Denman	Representative Mohrfeld
Senator Walsh	Representative Van Drie

CODE STUDY SUBCOMMITTEE

Representative Langland, Chairman	Senator Parker
Senator Conklin	Representative Brinck
Senator McGill	Representative Kehe
Senator Ollenburg	Representative Kreamer
Senator Orr	Representative Roorda

STANDARDS SUBCOMMITTEE

Representative Grassley, Chairman	Senator Stephens
Senator DeKoster	Representative Andersen
Senator Doderer	Representative Kennedy

SOCIAL SERVICES**SUBCOMMITTEE ON NURSING HOMES**

Representative Holden, Chairman	Senator O'Malley
Senator Frey	Representative Van Roekel
Senator Sullivan	Representative Franklin

SUBCOMMITTEE ON FINANCES

Senator Kosek, Chairman	Representative Andersen
Senator Orr	Representative Lawson
Senator Stephens	Representative Blouin

TRANSPORTATION**FUNCTIONAL CLASSIFICATION OF HIGHWAYS SUBCOMMITTEE**

Representative Welden, Chairman	Senator Lange
Senator DeKoster	Representative Kehe
Senator Kyhl	Representative Renda

**INTERSTATE TRUCK REGISTRATION RECIPROCITY AND
TRUCK LICENSE FEES SUBCOMMITTEE**

Representative Darrington, Chairman	Representative Bennett
Senator Hill	Representative Dunton
Senator Klink	Representative Fischer

**OPERATION OF FARM MACHINERY AND FARM TRAILERS
ON PUBLIC ROADS SUBCOMMITTEE**

Senator Keith, Chairman	Representative Christensen
Senator Frey	Representative Schroeder
Senator Van Gilst	Representative Stroburg

**CONSIDERATION OF BILLS PENDING AND NOT ASSIGNED
TO OTHER SUBCOMMITTEES AND OF POSSIBLE NEED
FOR PREPARATION OF NEW BILLS SUBCOMMITTEE**

Representative Goode, Chairman	Representative Drake
Senator DeHart	Representative Holden
Senator O'Malley	Representative Skinner

WAYS AND MEANS**PROPERTY TAX REPLACEMENT IN SCHOOL FORMULA SUBCOMMITTEE**

Representative Roorda, Chairman	Representative Kreamer
Senator Coleman	Representative Middleswart
Senator Hougen	Representative Welden
Senator Shaff	

PERSONAL PROPERTY TAX REPLACEMENT SUBCOMMITTEE

Representative Goode, Chairman	Representative Lipsky
Senator Anderson	Representative Mayberry
Senator Ollenburg	Representative Mohrfeld
Senator Reichardt	Representative Rodgers

TAXATION OF BANKS AND OTHER FINANCIAL INSTITUTIONS SUBCOMMITTEE

Senator Lange, Chairman	Representative Graham
Senator Dodds	Representative McIntyre
Senator Leonard	Representative Stokes
Representative Baker	Representative Van Nostrand

On motion of Senator Rigler, the Senate recessed until 1:25 p.m.

AFTERNOON SESSION

The Senate reconvened, President Jepsen presiding.

COMMITTEE FROM THE HOUSE

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

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

JOINT CONVENTION

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

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

Motion prevailed.

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

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

Motion prevailed and the President appointed as such committee Senators DeHart of Story, Briles of Adams and O'Malley of Polk on the part of the Senate, and Representatives Camp of Clinton, Edgington of Franklin and Dutton of Keokuk on the part of the House.

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

STATE OF THE STATE MESSAGE

by

THE HONORABLE ROBERT D. RAY
GOVERNOR OF IOWA

Delivered before a Joint Session
of the Sixty-Third General Assembly
Second Session
January 12, 1970

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

I congratulate you on being trail-blazers of history.

You enter this second session having done a great amount of homework during the interim which should aid you in your deliberations and action to accomplish that which is necessary in a short session.

It is fitting that this innovation of annual sessions should occur at the beginning of a new decade. Our minds boggle at grasping the changes in human life which have taken place just in the last 10 years, and they would boggle more if they could foresee the changes which will take place in the next decade of even swifter accelerating transformation.

The increase in population in the next 30 years will equal that of the last 970 years. Iowa is not itself a victim of this population proliferation, but Iowa and Iowans cannot escape its many unsettling—and even potentially devastating—consequences. This nation's leading scientists, meeting in Boston over the year-end, passed a resolution calling for concentration in the Seventies on problems of violence, armaments, war, pollution, hunger, malnutrition, and the quality of life.

Some have called this new decade "the last, best chance for a new age." Ecologist Dr. Barry Commoner recently said, "the time has come . . . to

forge a great alliance in this nation. . . . The obligation which our technological society forces upon all of us—young and old, black and white, right and left, scientist and citizen alike—is to discover how humanity can survive the new power which science has given it." Commoner is confident that this obligation can be met, if only humanity grasps the truth of Pogo's classic remark: "We have met the enemy and they are us." Commoner sees the environmental crisis as a great opportunity. "From it we may yet learn that the proper use of science is not to conquer nature, but to live in it."

Since government is simply people working together to solve problems which they cannot solve individually or in smaller groups, the warnings raised by Commoner and a host of others become a pressing concern for all of us, particularly those of us charged with the conduct of public affairs. We have a joint responsibility to help guide this commonwealth and its people wisely into the seventies. Most of the work of every legislative session—like most of the work of every Governor—is, inevitably, hard and grinding detailed attention to the nuts-and-bolts of public administration. But we can bring a new dimension and a fresh gleam to those nuts-and-bolts—both for ourselves and our constituents—if we frame them in the context of our broader purposes, our deeper commitments.

This is the true significance of the new state symbol and its accompanying theme: "Iowa—A Place to Grow." The artistically simple design graphically illustrates Iowa's attunement to the world in which we live in this final generation of the Twentieth Century. The symbol is our outward manifestation of an inward determination to achieve real progress by creating positive and progressive attitudes throughout the state.

I have not intended nor attempted to embody in this message to you today all activities of this past year or matters that will or should come before you during this session.

Against that backdrop, let me discuss with you briefly some of the specifics of state government.

FINANCES

One year ago I presented to you a balanced biennial budget. In order to mount constructive programs essential for the welfare of our Iowa people, the budget we provided substantially increased appropriations in education, public safety, social services—including coverage of a \$2.5 million Medicaid deficit—and in reality increased financing for all services and aid provided by the state. This includes additional support for education at the local level, which was increased from \$130 million to \$163 million. More than 50 percent of state dollars goes to education, and more than 60 percent of all general revenue of this state is returned to the local level.

While the surplus at the end of the biennium will be thin, we are operating within our means, and we did not raise taxes. I am as insistent today as I was a year ago that we not have a general tax increase, and I am confident that the recent revenue and expenditure figures released by the State Comptroller's Office support my position that this can be accomplished.

Some adjustments within departmental budgets have been necessary within this biennium, as has always been the case in any previous state budget. These adjustments are being handled regularly by my office, through the State Comptroller. Also, it may be necessary to submit some readjustments to you in the form of amendments to current appropriations.

I stand firm that there shall be no general tax increase, and I will not

approve one this session. Within our present tax structure, however, we continue to press for additional revenue and funds from sources not anticipated a year ago.

For example, revenues can be affected by changes in the federal income tax law, federal revenue sharing should it become a reality, and at the state level, from efficiency measures generated as a result of the Governor's Economy Committee recommendations.

I have instructed the State Comptroller's Office to keep you, as well as me, apprised of our financial posture. If additional funds become available, my first two priorities are: first, additional assistance to old age recipients; and second, aid to cities and towns for water pollution control facilities. Any change in appropriations that I might submit to you will, as has been my practice, be accompanied by a method by which it can be funded.

BETTER GOVERNMENT

American experience in the Sixties—some of it traumatic and tragic—carried the clear message that government must be made more responsive to the will of the people. Converting this facile phrase into reality is not simple.

People must have an access to government—a feeling that there is a place in the awesome and seemingly impersonal structure of government where they can go to voice their complaints, to receive answers to their questions and results from their pleas.

We must not forget that government exists to benefit, not alienate, its owners, and I, therefore, repeat my request for an Ombudsman.

Also, if we are to continue mounting the constructive programs essential for the improved health, education and welfare of Iowa people—and if we are to do so without taxing ourselves into oblivion—a reform of state government operations is absolutely essential. Such reform will result not only in dollar savings, but also in viable and improved governmental services kept constantly responsive to the changing needs of the state.

We cannot any longer afford to use new and higher taxes as a deceptively simple substitute for the harder, but more rewarding, discipline of making certain that our dollars produce maximum returns in program benefits.

I cannot praise too highly the contributions of the leading business citizens who comprised the Governor's Economy Committee. Iowa businesses donated 60 of their most talented executives and sufficient funds to form the committee, which has worked with our many departments of government in an exhaustive study to determine better, more efficient ways to operate. The committee has already released four reports which show how the state can benefit by streamlining and updating operations of the Iowa Liquor Control Commission, the Iowa Highway Patrol, the Iowa Motor Vehicle Registration Division and the State Agriculture Department. I will submit legislative proposals to you to implement the suggestions made in these four reports. The committee's complete report—containing changes to be brought about by legislative and executive action—is being put into final form now. Because of the large number of legislative recommendations in the final report, it will be impossible for you to consider all the suggestions this session, but to the extent feasible, we will propose legislation to implement this report during this session.

I can also report again in the interests of efficiency, that state officials are working out a pilot program to improve the budgeting system for higher education. If this proves successful, we will implement a system of program budgeting throughout state government. Our goal is greater budgetary relevance, reliability and realism.

I now ask, in the interests of better government for all our citizens, the following legislative actions be taken:

1. Enactment of the recommendations of the Governor's Economy Committee in these areas:
 - a. The restructuring of the Iowa Liquor Control Commission and related suggestions which can result in savings and additional revenue to the state of nearly \$2 million annually.
 - b. The issuing of license plates for a period of five years and related recommendations dealing with the Motor Vehicle Registration Division and the Iowa Highway Patrol, both in the Department of Public Safety, which show potential savings for the state of \$2.2 million a year and annual net revenue increases of \$1.1 million.
 - c. The shifting, among other changes, of the Department of Agriculture's Marketing Division to other agencies of government, which can result in a more concentrated agricultural marketing effort and in savings and net income increases.
2. An increase in benefits for employees under the Iowa Public Employees Retirement System (IPERS).
3. An incentive awards program for state employees.
4. Four-year terms for all elective state officials.

LOCAL GOVERNMENT

In 1968, Iowans changed our State Constitution to provide home rule for cities and towns. I believe this action on the part of our people vividly illustrates their desire to have more freedom of action in their local governments.

Consistent with the principles of home rule, I support:

1. The Municipal Statutes Study Committee created by this legislature in its work to make our state laws relating to municipal affairs in tune with home rule.
2. Giving cities and towns the authority to levy optional local taxes, subject to a vote of the people.
3. Sharing with cities and towns the cost of sewage treatment facilities in order to participate fully in the federal appropriation for this purpose.
4. Clarifying and strengthening the functions and services of the office created last session to assist counties and communities and to call this office the Department of Local Affairs.
5. Inaugurating a state-sponsored community development program to assist and challenge every community to improve itself during the Seventies—its appearance, its pride, its quality of living, its use of human resources.
6. I favor, what I understand will be one of your first orders of business, the correction of the county salary bill to accomplish for our county officers what you originally intended last session.

LAW ENFORCEMENT, PUBLIC SAFETY AND THE COURTS

The Crime Commission was created as a separate entity of state government during the last legislative session, and since that time notable progress has been made.

Eighty-two County Crime Commissions are now active or in the process of formation, 29 local planning projects are underway, and all local action projects are achieving significant results.

The Commission is working on improvements in these areas: the apprehension of suspects, partly through consolidation of police radio facilities; the computerization of identification; up-grading of police investigative procedures; action to speed criminal justice and the financial support of the criminal code revision; cooperation and coordination among the state highway patrol, county sheriffs and local police, and the establishment of state crime laboratory facilities.

In this connection, I would recommend the following:

1. That the analysis of our criminal penalty laws and the drafting of the revisions, including any revisions of the sex offender statutes, should be completed as rapidly as possible.
2. That enabling legislation for the establishment of the crime laboratory be passed.

In my Inaugural Address I stated we must constantly seek ways to upgrade our judicial system, and I recommended an integrated court system. We must provide a court system that functions justly and efficiently—one that commands the respect of our citizens. I, therefore, again urge you to provide a unified trial court system.

Good news is the fact that Iowa suffered 90 fewer traffic deaths in 1969 than the year before. I called for, and you enacted, legislation strengthening the laws affecting drunken drivers. There was an increase of 400 OMVI arrests last year and a 60 percent increase in convictions is predicted.

In this connection I would like to publicly commend the Highway Patrol for the outstanding service it is giving the citizens of Iowa. I would also like to recommend the following:

1. That the Highway Patrol budget be adjusted in order to reduce the attrition rate of veteran patrolmen in accordance with recommendations of the Governor's Economy Committee.
2. That photographs on drivers' licenses be required, and that voluntary identification cards for non-drivers be made available.
3. That the restriction of limiting the hiring of chiefs of police only within their own city be lifted.

It is with pride that I today announce word from Washington, D. C., that not only has Iowa's highway safety plan been the first approved in the Middle West by federal authorities, they have also rated it as outstanding.

Increasingly, Iowa is following enlightened practices in the confinement and treatment of adult violators of the law. An essential part of this program should be to provide necessary, more adequate, and modern correctional facilities.

I urge the Legislature to take the necessary steps to employ the imaginative idea of providing an area system of jails which I enthusiastically support.

TRANSPORTATION

Safe, modern, convenient transportation systems are essential for the state's continued economic growth and the well-being of our citizens.

I ask that the Legislature start planning for a needed consolidated Department of Transportation.

I urge you to clear the air on truck reciprocity, but to keep in mind Iowa cannot afford the loss in revenue created by the recent reversion to fleet miles within the compact. If this matter cannot be resolved at the state level, I will support preemptive federal legislation which, however unde-

sirable, in philosophy, may ultimately offer the only viable solution of an interstate problem that has reached a staggering level of complexity.

Legislation providing for the functional classification of highways should be adopted during this session.

The transportation of dangerous and lethal phosgene gas across our state created a hazard to our citizens, particularly in light of the deteriorating condition of unregulated railroad rolling stock, tracks and roadbeds. As a result, attention nationally, as well as in Iowa, was focused on the need for uniform rail safety regulations.

The Iowa Commerce Commission and I are encouraging the legislation in Congress to provide regulations for railroad safety.

Depending upon the outcome of this legislation, the Commerce Commission could well submit a state railroad regulation proposal to this Legislature.

EDUCATION

The Governor's Educational Advisory Committee, comprised of 30 laymen from throughout the state, is hard at work analyzing, evaluating and examining the entire spectrum of Iowa schooling.

A first statewide conference on education was held in October, 1969, when critical areas were identified for the committee and 450 other interested persons by an array of more than 50 distinguished speakers. The Advisory Committee is now considering a range of subjects which includes school financing, administration, organization, goals, curricula, personnel, students, equipment, and physical facilities, including the possibility of a college in Western Iowa. Its findings will form the foundation of an improved educational policy, which will greatly aid the Legislature and the Governor in determining educational priorities.

My faith in advocating tuition grants for needy students to attend Iowa's private colleges and universities is justified by the fact that during the present academic year no fewer than 1,913 Iowans received tuition grant awards.

Besides enabling these worthy young people to engage in higher education, the project has helped to instill new life into Iowa's invaluable private institutions of higher education.

HEALTH AND WELFARE

Let me mention to you several accomplishments in this broad category of Health and Welfare.

1. Work Incentive Program—This program is designed—as you know—to move people from welfare rolls to payrolls. It is estimated that 3,000 families receiving Aid to Dependent Children will be enrolled in the Work Incentive Program by 1971, based on the present rate of involvement. In this 11-state, two-region area, Iowa has the highest percentage of training slots now filled—680 out of 700—with the lowest cost per enrollee, and—most importantly—Iowa has the highest retention rate among enrollees. Moreover, we rank nationally in the top one-third of this program, even though some states have been involved in it for two or more years. Thus far, we can point to 105 persons who have completed the course, are off the rolls, and fully employed; and another 28, being now partly self-supporting, thereby reducing their welfare payments.
2. Rubella—Because the vaccine for German measles was not available

earlier, the federal government did not provide sufficient funds for a mass immunization program as has been the practice in the past.

When the vaccine did become available, I was determined to prevent the predicted epidemic of 1970-71, and requested an appropriation of \$100,000 from the Executive Council's contingency fund to launch an immediate statewide program.

Through the combined efforts of government, volunteer groups and individuals throughout this state, this program is on schedule and we will complete a statewide immunization program that will prevent untold misery and human suffering.

3. Alcoholism—The new program on alcoholism and the new \$1 million you accepted in the Governor's budget is achieving significant results. From July 1, 1969, to New Year's Day of this year, records show 900 alcoholics have received hospital treatment; 1,900 were given rehabilitation help in 16 local service centers and 350 benefited from board and residential care in seven half-way houses throughout the state.
4. Drug Abuse—The Legislature in its wisdom revised the law during the last session to provide more reasonable penalties for first offender users of Marijuana. This represented an important step forward in dealing more rationally with the drug abuse problem in our state.

Because of the growing magnitude of this problem, we have begun an all-out attack against drug abuse and drug dependency in this state. We must concentrate on the pursuit and conviction of peddlers and pushers and embark on a comprehensive educational program to reach all of our citizens, particularly our young people so that they will be aware of the harmful and deleterious effects.

In another area, recognizing the importance of the family as the basic foundation for a healthy society, it is my belief that problems between members of family units can best be dealt with through a family court division of our district court system which I urge you to create.

I also urge that you adopt needed divorce reform measures in this connection.

While this biennial budget provides increases for the infirm, the aged, the disabled and the dependent, the results of the Medicaid cutback, that developed before this administration, forced an increase in the number of old age assistance recipients. I have insisted, nonetheless, that there be no cut in their benefits. In addition, as I have already mentioned, an increase to these citizens has my priority should funds be available.

ECONOMIC DEVELOPMENT

Thanks to your assistance, the Iowa Development Commission has been remodeled and is now functioning productively.

In our drive for balanced economic growth in Iowa, the IDC is promoting strongly "Iowa . . . a place to grow," a place to grow in agriculture, in business and industry, in communities throughout the state, both small and large.

1. Agriculture—With pride I tell you Iowa is a leading agricultural state in this nation, unequalled by any in many crop, livestock, dairy and poultry production areas.

We are emphasizing improved marketing programs for our agricultural industry, and recently the IDC held a highly successful farm marketing workshop.

The market for Iowa's agricultural products is unlimited, and improved and increased promotional activities can benefit the farmers and our entire economy.

2. Labor—No state can boast of higher quality work or better or more productive workers than can we in Iowa. Little action was taken on the items listed under the category of labor in my Inaugural Address. It is imperative you take action to increase benefits under Workmen's Compensation for injured employees and their families. Also, employees have a right to be protected from losing wages that they have earned. This can be done without penalizing legitimate and reputable businesses. I repeat my expressed support of collective bargaining rights for public employees.
3. Business and Industry—In order to evade a continued exodus of talented Iowans we must continuously seek new jobs and job opportunities in our state. Indications are that the elimination of the new construction tax is an encouragement. Our most recent report from the IDC discloses 11,000 new jobs created in Iowa in 1969, compared with 7,000 the previous year.
4. Tourism—Already four times as many people visit Iowa's parks as visit Yellowstone National Park each year. Add to this our lakes, our historical points of interest, and now our new lakes, and the discovery of the Bertrand and the fantastic underground caverns and our tourism potential is skyrocketing. To take full advantage of this growing potential we recently held a highly successful statewide Governor's Conference on Tourism.

BETTER LIVING

No problem will be greater for the rest of this century than the protection of man's environment from mindless destruction. Therefore, you will not be surprised that I have asked our newly appointed Health Commissioner, Dr. Arnold Reeve, to make pollution control his first order of business. I would beef up our fight against pollution by the consolidation of the Water and Air Pollution Control Commissions into a State Environmental Quality Commission.

I am pleased that you are setting up a special standing committee in each house to deal with our environmental problems. Your immediate action indicates that the people of Iowa and you are concerned.

I have been impressed with expressions by your leaders that this session will be concerned with people. I trust this will include the protection of the consumer, and I highly recommend it for your consideration.

In this regard I also ask that you provide by law protection for the land owner whose land, or easement thereon, is sought by outsiders through use of eminent domain.

YOUTH

In this broad category, I proudly report that the 1969 Governor's Summer Youth Opportunity Program involved 22 projects, employed more than 1,100 disadvantaged youth, and the money with which you supported the program was matched by federal and local funds. The summer's success of this program we initiated last year will extend into many more communities and reach many more of our young people this coming summer.

Besides providing another example of inter-governmental cooperation joined with voluntary citizen participation, the Summer Youth Opportunity Program illustrates our commitment to youth—which must rank alongside our commitments to environmental protection and the relief of human suffering as the most basic of all our obligations. In that context, it is

important that any so-called voter reform bill must not in any way disenfranchise any qualified voter or deprive anyone from voting at his place of residence.

Once again I call upon you to speedily complete action to lower the minimum voting age to 19 years. The Senate has already expressed itself in this regard telling young people that they are welcome in our political processes. Participation is a far better teacher of realism than alienation. It would be a pity if we refuse our young men and women who want to turn toward electoral politics. Beyond all other challenges, you and I must meet the challenge of beckoning Iowa's young to plunge headlong into the mainstream of public affairs, for we shall desperately need their vigor, their enthusiasm and their idealism in the testing years which lie ahead. I call upon you to join with me in answering affirmatively the offer of Iowa youth, as recently voiced by Karen Ann Conner, who wrote—in a letter to an editor:

“You have given us a heritage. We, in turn, offer a dream. Let us work together to make them a reality. This is my challenge, and this is my hope.”

So said a young Iowa lady, speaking for her generation. I answer her—on behalf of all of us—that we shall work with her—we shall work with all who will join together to make these dreams for a better world a reality and to build in Iowa and America a society worthy of the heritage which we prize beyond all price.

McCartney of Floyd moved that the joint convention be now dissolved.

Motion prevailed.

The Senate returned to the Senate chamber and reconvened, President Jepsen presiding.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up for consideration Senate Files 596, 623 and 683.

Senate File 596

On motion of Senator DeKoster, Senate File 596, a bill for an act relating to real property titles, was taken up and considered.

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

On the question “Shall the bill pass?” (S. F. 596) the vote was:

Ayes, 55:

Anderson	Coleman	Erskine	Hougen
Arbuckle	Conklin	Frey	Keith
Balloun	Curran	Frommelt	Klink
Bortell	Davis	Gaudineer	Kosek
Briles	DeKoster	Gilley	Kyhl
Brownlee	Dodds	Glenn	Lamborn
Clarke	Doderer	Hill	Lange

Laverty	Nicholson	Potter	Stephens
Lucken	Ollenburg	Rabedeaux	Sullivan
McGill	O'Malley	Rigler	Thordsen
Messerly	Orr	Schaben	Van Gilst
Mogged	Palmer	Shaff	Walsh
Mowry	Parker	Shirley	Weimer
Neu	Potgeter	Smith	

Nays, none.

Absent or not voting, 6:

Bass	Denman	Leonard	Reichardt
DeHart	Griffin		

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

Senate File 623

On motion of Senator Briles, Senate File 623, a bill for an act relating to county sheriffs and their deputies, was taken up and considered.

Senator Potgeter offered the following amendment and moved its adoption:

- 1 Amend Senate File 623 as follows:
- 2 1. By striking in line 3 the word "shall" and inserting in lieu
- 3 thereof the word "may".
- 4 2. By inserting in line 4 after the word "and" the word "shall".
- 5 3. By striking in line 11 the word "shall" and inserting in
- 6 lieu thereof the words "may, with a majority of the whole board of
- 7 supervisors voting therefor and consenting thereto."
- 8 4. By striking in line 16 the words "to be" and inserting in
- 9 lieu thereof the words "which may be".

The amendment was adopted.

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

On the question "Shall the bill pass?" (S. F. 623) the vote was:

Ayes, 43:

Anderson	DeKoster	Laverty	Rabedeaux
Arbuckle	Erskine	McGill	Rigler
Balloun	Frey	Messerly	Schaben
Bortell	Gilley	Mogged	Shaff
Briles	Griffin	Mowry	Smith
Brownlee	Hougen	Neu	Stephens
Clarke	Keith	Nicholson	Sullivan
Conklin	Klink	Ollenburg	Thordsen
Curran	Kosek	Parker	Van Gilst
Davis	Kyhl	Potgeter	Walsh
DeHart	Lange	Potter	

Nays, 13:

Coleman	Doderer	Gaudineer	Hill
Dodds	Frommelt	Glenn	Lamborn

O'Malley Palmer Shirley Weimer
Orr

Voting present, 1:

Lucken

Absent or not voting, 4:

Bass Denman Leonard Reichardt

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

Senate File 683

On motion of Senator DeKoster, Senate File 683, a bill for an act to authorize and direct the executive council to approve the issuance of a quit claim deed from the conservation commission to the Atlantic Richfield Company, a Pennsylvania corporation, for certain real estate located in Lee County, Iowa, was taken up and considered.

Senator Gaudineer asked and received unanimous consent to withdraw the amendment filed by him on May 6, 1969, and found on page 1431 of the Senate Journal.

Senator DeKoster offered the following amendment and moved its adoption:

- 1 Amend Senate File 683, page 2, by striking lines
- 2 21 through 26 and inserting in lieu thereof the follow-
- 3 ing:
- 4 "Sec. 2. This bill being deemed of immediate importance,
- 5 shall be in full force and effect upon publication in The
- 6 Lyon County Reporter, a newspaper published at Rock Rapids,
- 7 Iowa, and the Evening Democrat, a newspaper published at
- 8 Fort Madison, Iowa."

The amendment was adopted.

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

On the question "Shall the bill pass?" (S. F. 683) the vote was:

Ayes, 42:

Arbuckle	Frey	McGill	Rabedeaux
Balloun	Gilley	Messerly	Rigler
Bortell	Hougen	Mogged	Schaben
Briles	Keith	Mowry	Shaff
Brownlee	Klink	Neu	Smith
Clarke	Kosek	Ollenburg	Stephens
Curran	Kyhl	Palmer	Sullivan
Davis	Lamborn	Parker	Thordsen
DeHart	Lange	Potgeter	Van Gilst
DeKoster	Laverty	Potter	Walsh
Erskine	Lucken		

Nays, 10:

Coleman	Frommelt	Hill	Orr
Conklin	Gaudineer	Nicholson	Shirley
Dodds	Glenn		

Voting present, 3:

Doderer	O'Malley	Weimer
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Absent or not voting, 6:

Anderson	Denman	Leonard	Reichardt
Bass	Griffin		

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

BILLS PLACED ON CALENDAR

Senator Rigler asked and received unanimous consent that the bills which had not been stricken from the noncontroversial calendar be placed on the calendar for January 13, 1970.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate File 594 passed the Senate.

ANDREW G. FROMMELT

SENATE FILE WITHDRAWN

Senate File 245 was withdrawn by unanimous consent on May 15, 1969.

**SPECIAL SELECT COMMITTEE
ON ENVIRONMENTAL PRESERVATION**

President Jepsen announced the appointment of the following Senators to the special select committee on environmental preservation:

Senator Arthur Neu, Chairman
 Senator Charles Laverty, Ranking Member
 Senator John Walsh
 Senator Hugh H. Clarke
 Senator Alden J. Erskine
 Senator Leigh R. Curran
 Senator Donald S. McGill
 Senator J. Donald Weimer

INTRODUCTION OF BILLS

Senate File 1017, by Senators Walsh and O'Malley, a bill for an act relating to wages subject to the Iowa public employees' retirement system.

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

Senate File 1018, by Senators McGill, Parker, Klink, Erskine, Palmer, Curran, Laverty, Schaben, Clarke, Doderer, Orr, Gaudi-neer, Shirley, Frommelt, Hill, Denman, Conklin, DeHart, Van Gilst, Anderson, Lucken, Briles, Dodds, Ollenburg, Frey, Arbuckle, Shaff, Mogged, Potter, Smith, Davis, Stephens, O'Malley, Coleman, Bass, Balloun, Kyhl, Mowry, Lamborn, Keith and Weimer (Cochran, Rex, Rodgers and Dougherty), a bill for an act relating to the tax on services.

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

Senate File 1019, by Senators McGill and Schaben (Rex), a bill for an act repealing the personal property tax on cattle.

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

Senate File 1020, by Senator Gaudi-neer, a bill for an act relating to immunity of witnesses from use of evidence given by them in criminal proceedings.

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

Senate File 1021, by Senator Nicholson (Holden and Dougherty), a bill for an act relating to municipal lighting districts.

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

Senate File 1022, by Senator Hougen, a bill for an act relating to Iowa highway safety patrol vehicles.

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

Senate File 1023, by Senator Glenn, a bill for an act relating to estates exempt from inheritance tax.

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

Senate File 1024, by Senator Glenn, a bill for an act to enhance public confidence in state officials and judges by requiring disclosure of income and investments.

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

Senate File 1025, by Senators Smith, Stephens, O'Malley, Leonard, DeHart, Van Gilst and McGill (Bergman, Kruse, Cochran, Middleswart, Tapscott, Holden, Peterson, Andersen, Rex, Rodgers and Radl), a bill for an act to create an alcoholism rehabilitation fund by levying taxes on consumers of alcoholic beverages and to provide for the use of the funds for the rehabilitation of alcoholics.

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

Senate File 1026, by Senator Hougen, a bill for an act relating to the merit system of personnel administration for state employees.

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

Senate File 1027, by Senators Ollenburg, McGill, Shaff and Anderson, a bill for an act enlarging the personal property tax credit from revenue raised by increasing the state income tax.

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

Senate File 1028, by Senator Neu, a bill for an act to require vacancies on county boards of supervisors to be filled by special election.

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

Senate File 1029, by Senator Lamborn, a bill for an act imposing a penalty for delinquent taxes.

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

Senate File 1030, by Senator Shirley (Skinner), a bill for an act relating to attachment of land to high school districts.

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

Senate File 1031, by Senator Gaudineer, a bill for an act relating to probate inventories.

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

Senate File 1032, by Senator Gaudineer, a bill for an act relating to the primary road system.

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

Senate File 1033, by Senator Gaudineer, a bill for an act relating to the revocation of the license or driving privilege of any operator or chauffeur.

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

Senate File 1034, by Senator Gaudineer, a bill for an act relating to the appointment of public officials.

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

Senate File 1035, by Senators Walsh and O'Malley, a bill for an act relating to the Iowa public employees' retirement system and wages and benefits subject to such system.

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

Senate File 1036, by Senator Conklin, a bill for an act relating to court costs in criminal cases.

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

Senate File 1037, by Senator Conklin (Lippold), a bill for an act relating to length of sessions of the general assembly.

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

Senate File 1038, by Senator Shirley (Rodgers), a bill for an act to legalize and validate the proceedings of the Board of Supervisors of Dallas County, Iowa, authorizing and providing for the issuance of County Home Bonds of said County and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said County.

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

Senate File 1039, by Senator Griffin, a bill for an act relating to sanitary and improvement districts.

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

Senate File 1040, by Senator Griffin, a bill for an act relating to the taxation of property of nonprofit religious corporations, institutions, and societies.

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

Senate File 1041, by Senator Griffin (Andersen), a bill for an act relating to the Iowa public employees' retirement system.

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

Senate File 1042, by Senator Mowry, a bill for an act relating to departmental rules.

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

Senate File 1043, by Senator Mowry (Hill and Miller of Marshall), a bill for an act relating to municipal court judges.

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

Senate Joint Resolution 1001, by Senator Reichardt, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the sessions of the general assembly.

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

AMENDMENT FILED

- 1 Amend Senate File 390 by inserting in page 1,
- 2 line 9, after the word "state" the following:
- 3 " , attends a private school approved by the
- 4 department of public instruction".

JOHN M. WALSH

On motion of Senator Rigler, the Senate adjourned until 9:00 a.m., Tuesday, January 13, 1970.

JOURNAL OF THE SENATE

SECOND DAY

SENATE CHAMBER,
DES MOINES, IOWA, TUESDAY, JANUARY 13, 1970.

The Senate met in regular session, President pro tempore Lange presiding.

Prayer was offered by the Reverend Elwin R. Vest, Regional Bishop of the Reorganized Church of Jesus Christ of Latter Day Saints, Woodbine, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Monday, January 12, 1970, was approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Briles for the day on request of Senator Van Gilst.

PETITIONS

The following petitions were presented and placed on file:

By Senator Doderer, from eighty-two residents of Johnson County opposing Senate File 665 relating to residency requirements for elections.

By Senator Reichardt, from forty-eight residents of Polk County favoring Sunday closing laws.

INTRODUCTION OF BILL

Senate File 1044, by Senator Hill, a bill for an act relating to appearances before agencies of political subdivisions by officials, employees, legislative employees, and members of the General Assembly.

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

POINT OF PERSONAL PRIVILEGE

Senator Sullivan rose on a point of personal privilege to extend his thanks to the Lieutenant Governor, his secretary, the Secretary of the Senate and his staff, and the members of the Senate for the many flowers, cards and messages received during his illness.

REPORT OF THE COMMITTEE ON MILEAGE

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

MR. PRESIDENT: Your committee appointed to determine the mileage for the Lieutenant Governor and the members of the Senate submits the following report:

	Miles	Amount
Lieutenant Governor Roger W. Jepsen	350	\$35.00
Anderson, Quentin V.	170	17.00
Arbuckle, R. Dean	140	14.00
Balloun, Charles F.	150	15.00
Bass, Earl G.	294	29.40
Bortell, Glenn E.	74	7.40
Briles, James E.	200	20.00
Brownlee, S. J.	306	30.60
Clarke, Hugh H.	200	20.00
Coleman, C. Joseph	236	23.60
Conklin, W. Charlene	224	22.40
Curran, Leigh	250	25.00
DeHart, Pearle P.	66	6.60
DeKoster, Lucas J.	460	46.00
Denman, William F.		No Claim
Dodds, Robert R.	310	31.00
Doderer, Minnette	240	24.00
Erskine, Alden J.	400	40.00
Frey, Tom J.	250	25.00
Frommelt, Andrew G.	420	42.00
Gaudineer, Lee		No Claim
Gilley, Floyd	320	32.00
Glenn, Gene W.	200	20.00
Griffin, James W., Sr.	280	28.00
Hill, Eugene M.	66	6.60
Hougen, Chester O.	240	24.00
Keith, Wayne	284	28.40
Klink, Leslie C.	400	40.00
Kosek, Ernest	240	24.00
Kyhl, Vernon H.	210	21.00
Lamborn, Clifton C.	388	38.80
Lange, Elmer F.	260	26.00
Laverty, Charles O.	20	2.00
Leonard, J. Leslie	400	40.00
Lucken, J. Henry	420	42.00
McGill, Donald S.	140	14.00
Messerly, Francis L.	230	23.00
Mogged, Charles G.	230	23.00
Mowry, John L.	104	10.40
Neu, Arthur A.	200	20.00
Nicholson, Edward E.	350	35.00
Ollenburg, H. L.	230	23.00
O'Malley, George E.		No Claim
Orr, Joan Y.	116	11.60
Palmer, William D.		No Claim
Parker, Kenneth	340	34.00

	Miles	Amount
Potgeter, James A.	160	16.00
Potter, Ralph W.	280	28.00
Rabedeaux, W. R.	296	29.60
Reichardt, William J.		No Claim
Rigler, Robert R.	310	31.00
Schaben, James F.	270	27.00
Shaff, Roger J.	380	38.00
Shirley, Alan	80	8.00
Smith, Marvin W.	408	40.80
Stephens, Richard L.	270	27.00
Sullivan, Charles K.	430	43.00
Thordsen, Harold	344	34.40
Van Gilst, Bass	140	14.00
Walsh, John M.	420	42.00
Weimer, J. Donald	250	25.00

LUCAS J. DeKOSTER, Chairman
R. DEAN ARBUCKLE
ALAN SHIRLEY

The motion prevailed and the report was adopted.

APPOINTMENT OF PAGES TO LIEUTENANT GOVERNOR AND SECRETARY OF THE SENATE

Lieutenant Governor Jepsen announced the appointment of Gilbert Caldwell of Jasper County as his page, and the appointment of Elizabeth Jeffrey of Cerro Cordo County as the page to the Secretary of the Senate.

APPOINTMENT OF PAGES

Lieutenant Governor Jepsen announced the appointment of the following pages of the Senate:

Carol Dehne of Washington County.
Steven Elmets of Polk County.
Lynda Lane of Carroll County.
Emily Needham of Woodbury County.
Tom Newton of Fayette County.
Terry Sprague of Taylor County.
Paula Westmoreland of Buena Vista County.

The above named pages appeared before the desk of the Lieutenant Governor and were duly sworn.

SUPPLEMENTAL REPORT OF COMMITTEE ON COMMITTEE CLERKS

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

MR. PRESIDENT: Your committee appointed to determine the standing and qualifications of the candidates for committee clerks begs leave to

report that it has made investigation and examinations and finds the following persons competent as stenographers for the positions to which they have been appointed. Assignments have been made as follows.

Senator Anderson	Marjorie Ann Hewlett
Senator Bass	Janet Margaret Laughead
Senator Doderer	Lenore K. Ball
Senator Gaudineer	Pearl Ann Gaudineer
Senator Kosek	Patricia Nett
Senator McGill	Nancy Ruth Granson
Senator Messerly	Gene C. Reese
Senator Mowry	Edythe M. Grant
Senator Orr	Carole Muchmore
Senator Palmer	Evelyn L. Palmer
Senator Rabedaux	Elthea B. Bergman

ALDEN J. ERSKINE
 ROGER J. SHAFF
 WILLIAM REICHARDT

The motion prevailed and the report was adopted.

SENATE FILE 684 REREFERRED TO COMMITTEE

Senator Rigler asked and received unanimous consent that **Senate File 684** be rereferred to the committee on transportation.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up for consideration Senate File 77.

Senate File 77

On motion of Senator Frey, Senate File 77, a bill for an act relating to licenses in the practice of medicine, was taken up for further consideration.

Senator Gaudineer offered the following committee amendment:

Amend Senate File 77 as follows:

By striking from lines nineteen (19), twenty (20), and twenty-one (21) the words "The temporary certificate shall be issued for one year and may be renewed annually at the discretion of the medical examiners for a period not to exceed two additional years." and inserting in lieu thereof the words "The temporary certificate shall be issued for one year and, at the discretion of the medical examiners may be renewed, but no person shall be entitled to practice medicine and surgery or osteopathic medicine and surgery in excess of three years while holding a temporary certificate."

Senator Kosek offered the following amendment to the amendment by Senators DeKoster and Kosek:

- 1 Amend the committee amendment to Senate File 77, line
- 2 11, after the word "certificate" by adding "except that
- 3 time devoted to the practice while in the employ of a state
- 4 institution subject to the department of social services or
- 5 the board of regents shall not be used in determining the
- 6 three year period of practice under a temporary certificate".

Division was called for.

The amendment to the amendment lost.

On motion of Senator Gaudineer, the committee amendment was adopted.

Senator Messerly offered the following amendment and moved its adoption:

- 1 Amend Senate File 77 as follows:
- 2 By striking from page 1, line 6, all of such lines after
- 3 the word "thereof" and inserting in lieu thereof the words
- 4 "the word 'fifteen'."

The amendment was adopted.

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

On the question "Shall the bill pass?" (S. F. 77) the vote was:

Ayes, 51:

Anderson	Erskine	Laverty	Rabedeaux
Arbuckle	Frey	Leonard	Reichardt
Balloun	Gaudineer	Lucken	Rigler
Bortell	Gilley	McGill	Schaben
Brownlee	Glenn	Messerly	Shaff
Clarke	Griffin	Mogged	Smith
Coleman	Hill	Mowry	Stephens
Conklin	Hougen	Neu	Sullivan
Curran	Keith	Nicholson	Thordsen
Davis	Klink	Palmer	Van Gilst
DeHart	Kyhl	Parker	Walsh
Dodds	Lamborn	Potgeter	Weimer
Doderer	Lange	Potter	

Nays, 5:

Frommelt	O'Malley	Orr	Shirley
Kosek			

Absent or not voting, 5:

Bass	DeKoster	Denman	Ollenburg
Briles			

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

Senator Rigler asked and received unanimous consent to take up for consideration Senate File 406.

Senate File 406

On motion of Senator Messerly, Senator File 406, a bill for an act relating to records in the county recorder's office, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

On the question "Shall the bill pass?" (S. F. 406) the vote was:

Ayes, 39:

Anderson	Doderer	Leonard	Reichardt
Arbuckle	Erskine	McGill	Schaben
Balloun	Gaudineer	Messerly	Shaff
Bortell	Glenn	Mogged	Shirley
Brownlee	Keith	Nicholson	Smith
Clarke	Klink	Orr	Stephens
Conklin	Kosek	Parker	Van Gilst
Curran	Kyhl	Potgeter	Walsh
Davis	Lamborn	Potter	Weimer
Dodds	Laverty	Rabedeaux	

Nays, 16:

Coleman	Gilley	Lucken	Palmer
DeHart	Hill	Mowry	Rigler
Frey	Hougen	Neu	Sullivan
Frommelt	Lange	O'Malley	Thordsen

Absent or not voting, 6:

Bass	DeKoster	Griffin	Ollenburg
Briles	Denman		

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

Senator Rigler asked and received unanimous consent to take up for consideration Senate File 407.

Senate File 407

On motion of Senator Messerly, Senate File 407, a bill for an act relating to benefited water districts, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Frommelt asked and received unanimous consent that further action on Senate File 407 be deferred and that the bill be placed on the calendar under unfinished business.

President Jepsen took the chair at 10:35 a.m.

Senator Rigler asked and received unanimous consent to take up for consideration Senate File 359.

Senate File 359

On motion of Senator McGill, Senate File 359, a bill for an act relating to seasons for hunting fur-bearing animals, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator McGill offered the following committee amendment and moved its adoption:

Amend Senate File 359 by striking the word "hunting" in the title and by inserting in lieu thereof "taking of".

The amendment was adopted.

Senator Balloun offered the following amendment and moved its adoption:

- 1 Amend Senate File 359 by striking line 18 and
- 2 inserting in line 21 following the word "Coyote," the
- 3 words "Red Fox or Gray Fox."

The amendment lost.

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

On the question "Shall the bill pass?" (S. F. 359) the vote was:

Ayes, 53:

Anderson	Frey	Leonard	Potter
Arbuckle	Frommelt	Lucken	Rabedeaux
Bortell	Gaudineer	McGill	Reichardt
Brownlee	Gilley	Messerly	Rigler
Clarke	Glenn	Mogged	Schaben
Coleman	Hill	Mowry	Shaff
Conklin	Hougen	Neu	Shirley
Curran	Keith	Nicholson	Smith
Davis	Klink	O'Malley	Stephens
DeHart	Kosek	Orr	Sullivan
Denman	Kyhl	Palmer	Van Gilst
Dodds	Lamborn	Parker	Walsh
Doderer	Laverty	Potgeter	Weimer
Erskine			

Nays, 2:

Balloun Lange

Absent or not voting, 6:

Bass	DeKoster	Ollenburg	Thordsen
Briles	Griffin		

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

Senator Rigler asked and received unanimous consent to take up for consideration Senate File 628.

Senate File 628

On motion of Senator Stephens, Senate File 628, a bill for an act to establish definitions and standards for frozen desserts, was taken up and considered.

Senator Stephens offered the following amendment filed by Senators Stephens and Ollenburg:

- 1 Amend Senate File 628 as follows:
- 2 1. Page 3, line one (1), by striking all after the word
- 3 "milk" and inserting in lieu thereof a period.
- 4 2. Page 3 by inserting after line four (4) the following:
- 5 "h. Properly prepared and cooked cereal."
- 6 3. Page 4 by striking from line eighteen (18) all after the
- 7 word "Act", all of lines nineteen (19) through line twenty-three
- 8 (23), and inserting in lieu thereof the following:
- 9 "in which case it shall contain at least six point four
- 10 percent of food fats and at least two point zero five percent".
- 11 4. Page 6, line five (5), by striking the words "The foods
- 12 herein defined", and inserting in lieu thereof the words "Vegetable
- 13 fat frozen dessert or mellorine".
- 14 5. Page 6, line eight (8), by inserting after the word "sundaes"
- 15 the words "cones or cups".
- 16 6. Page 7, line five (5), by striking the word "label" and
- 17 inserting in lieu thereof the words "labeling, dispensing and selling
- 18 at retail".
- 19 7. Page 7, line five (5), by striking all after the word "shall,"
- 20 all of lines six (6) through eight (8) and through the word "dessert"
- 21 in line nine (9), and inserting in lieu thereof the words "be in
- 22 accordance, as nearly as may be, with the provisions for ice milk in
- 23 subsection thirty-five (35) of section one hundred ninety point one
- 24 (190.1) of the Code. The retail establishment sign containing the
- 25 words 'Imitation Frozen Dessert Sold Here' shall also list the
- 26 ingredients of each such product sold at such establishment in such
- 27 type size as may be readily seen and understood by the purchaser."
- 28 8. Page 7, line thirty-three (33), by striking the words
- 29 "vegetable fat".
- 30 9. Page 7, line thirty-four (34), by striking the words "or
- 31 mellorine".
- 32 10. Page 8, line twelve (12), by striking the word and figure
- 33 "nine (9)", and inserting in lieu thereof the word and figure "eight
- 34 (8)".

Senator Stephens offered the following amendment to the amendment by Senators Stephens and Ollenburg and moved its adoption:

- 1 Amend the Stephens-Ollenburg amendment to Senate File
- 2 628, filed May 6, 1969, as follows:
- 3 1. By inserting in line 15 before the word "cones" a
- 4 comma.
- 5 2. By reversing the quotation marks and period at the
- 6 end of line 20.

The amendment to the amendment was adopted.

On motion of Senator Stephens, the amendment as amended was adopted.

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

On the question "Shall the bill pass?" (S. F. 628) the vote was:

Ayes, 56:

Anderson	Erskine	Laverty	Potter
Arbuckle	Frey	Leonard	Rabedeaux
Balloun	Frommelt	Lucken	Reichardt
Bortell	Gaudineer	McGill	Rigler
Brownlee	Gilley	Messerly	Schaben
Clarke	Glenn	Mogged	Shaff
Coleman	Hill	Mowry	Shirley
Conklin	Hougen	Neu	Smith
Curran	Keith	Nicholson	Stephens
Davis	Klink	O'Malley	Sullivan
DeHart	Kosek	Orr	Thordsen
Denman	Kyhl	Palmer	Van Gilst
Dodds	Lamborn	Parker	Walsh
Doderer	Lange	Potgeter	Weimer

Nays, none.**Absent or not voting, 5:**

Bass	DeKoster	Griffin	Ollenburg
Briles			

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

Senator Rigler asked and received unanimous consent to take up for consideration Senate File 1001.

Senate File 1001

On motion of Senator Mowry, Senate File 1001, a bill for an act relating to state director of social services as the recipient of certain federal aid funds, was taken up and considered.

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

On the question "Shall the bill pass?" (S. F. 1001) the vote was:

Ayes, 55:

Anderson	Erskine	Leonard	Rabedeaux
Arbuckle	Frey	Lucken	Reichardt
Balloun	Frommelt	McGill	Rigler
Bortell	Gaudineer	Messerly	Schaben
Brownlee	Gilley	Mogged	Shaff
Clarke	Glenn	Mowry	Shirley
Coleman	Griffin	Neu	Smith
Conklin	Hougen	Nicholson	Stephens
Curran	Keith	O'Malley	Sullivan
Davis	Klink	Orr	Thordsen
DeHart	Kosek	Palmer	Van Gilst
Denman	Kyhl	Parker	Walsh
Dodds	Lamborn	Potgeter	Weimer
Doderer	Lange	Potter	

Nays, none.**Absent or not voting, 6:**

Bass	DeKoster	Laverty	Ollenburg
Briles	Hill		

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

Senator Rigler asked and received unanimous consent to take up for consideration Senate File 1002.

Senate File 1002

On motion of Senator Mowry, Senate File 1002, a bill for an act to clarify the definition of "purchase price" under the use tax law, was taken up and considered.

On motion of Senator Mowry, **Senate File 1002** was referred to the committee on **judiciary**.

Senator Rigler asked and received unanimous consent to take up for consideration Senate File 1003.

Senate File 1003

On motion of Senator Mowry, Senate File 1003, a bill for an act relating to institutions of higher learning under the jurisdiction of the state board of regents, was taken up and considered.

On motion of Senator Mowry, **Senate File 1003** was referred to the committee on **judiciary**.

Senator Rigler asked and received unanimous consent to take up for consideration Senate File 1004.

Senate File 1004

On motion of Senator Mowry, Senate File 1004, a bill for an act to remove a reference to terms of court in the statute relating to notice to a foreign corporation committing a tort in Iowa, was taken up and considered.

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

On the question "Shall the bill pass?" (S. F. 1004) the vote was:

Ayes, 55:

Anderson	Erskine	Lange	Rabedeaux
Arbuckle	Frey	Laverty	Reichardt
Balloun	Frommelt	Leonard	Rigler
Bortell	Gaudineer	Lucken	Schaben
Brownlee	Gilley	McGill	Shaff
Clarke	Glenn	Messerly	Shirley
Coleman	Griffin	Mogged	Smith
Conklin	Hill	Mowry	Stephens
Curran	Hougen	Neu	Sullivan
Davis	Keith	Nicholson	Thordsen
DeHart	Klink	Palmer	Van Gilst
Denman	Kosek	Parker	Walsh
Dodds	Kyhl	Potgeter	Weimer
Doderer	Lamborn	Potter	

Nays, none.

Absent or not voting, 6:

Bass	DeKoster	O'Malley	Orr
Briles	Ollenburg		

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

Senator Rigler asked and received unanimous consent to take up for consideration Senate File 1005.

Senate File 1005

On motion of Senator Mowry, Senate File 1005, a bill for an act relating to time of trial for persons held for a public offense, was taken up and considered.

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

On the question "Shall the bill pass?" (S. F. 1005) the vote was:

Ayes, 54:

Anderson	Frey	Lavery	Rabedeaux
Arbuckle	Frommelt	Leonard	Reichardt
Balloun	Gaudineer	Lucken	Rigler
Bortell	Gilley	McGill	Schaben
Brownlee	Glenn	Messerly	Shaff
Clarke	Griffin	Mogged	Shirley
Coleman	Hill	Mowry	Smith
Conklin	Hougen	Neu	Stephens
Curran	Keith	Nicholson	Sullivan
Davis	Klink	Palmer	Thordsen
DeHart	Kosek	Parker	Van Gilst
Dodds	Kyhl	Potgeter	Walsh
Doderer	Lamborn	Potter	Weimer
Erskine	Lange		

Nays, none.

Absent or not voting, 7:

Bass	DeKoster	Ollenburg	Orr
Briles	Denman	O'Malley	

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

SENATE FILE 1006 DEFERRED

Senator Rigler asked unanimous consent to take up for consideration Senate File 1006.

Objection was raised.

Senator Mowry asked and received unanimous consent that further action on **Senate File 1006** be deferred and that the bill retain its place on the calendar.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up for consideration Senate File 1007.

Senate File 1007

On motion of Senator Mowry, Senate File 1007, a bill for an act relating to a temporary initial assessment against all public utilities to provide a fund for implementation of the Public Utilities Regulation Law, was taken up and considered.

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

On the question "Shall the bill pass?" (S. F. 1007) the vote was:

Ayes, 53:

Anderson	Erskine	Lamborn	Potgeter
Arbuckle	Frey	Lange	Potter
Balloun	Frommelt	Laverty	Rabedeaux
Bortell	Gaudineer	Leonard	Rigler
Brownlee	Gilley	Lucken	Schaben
Clarke	Glenn	McGill	Shaff
Coleman	Griffin	Messerly	Shirley
Conklin	Hill	Mogged	Smith
Curran	Hougen	Mowry	Stephens
Davis	Keith	Neu	Sullivan
DeHart	Klink	Nicholson	Thordsen
Denman	Kosek	Palmer	Walsh
Dodds	Kyhl	Parker	Weimer
Doderer			

Nays, none.

Absent or not voting, 8:

Bass	DeKoster	O'Malley	Reichardt
Briles	Ollenburg	Orr	Van Gilst

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

Senator Rigler asked and received unanimous consent to take up for consideration Senate File 1008.

Senate File 1008

On motion of Senator Mowry, Senate File 1008, a bill for an act relating to distribution of Code commission briefs, was taken up and considered.

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

On the question "Shall the bill pass?" (S. F. 1008) the vote was:

Ayes, 53:

Anderson	Frey	Lange	Potter
Arbuckle	Frommelt	Lavery	Rabedaux
Balloun	Gaudineer	Leonard	Rigler
Bortell	Gilley	Lucken	Schaben
Brownlee	Glenn	McGill	Shaff
Clarke	Griffin	Messerly	Shirley
Coleman	Hill	Mogged	Smith
Conklin	Hougen	Mowry	Stephens
Curran	Keith	Neu	Sullivan
Davis	Klink	Nicholson	Thordsen
DeHart	Kosek	Palmer	Van Gilst
Dodds	Kyhl	Parker	Walsh
Doderer	Lamborn	Potgeter	Weimer
Erskine			

Nays, none.

Absent or not voting, 8:

Bass	DeKoster	Ollenburg	Orr
Briles	Denman	O'Malley	Reichardt

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

Senator Rigler asked and received unanimous consent to take up for consideration Senate File 1009.

Senate File 1009

On motion of Senator Mowry, Senate File 1009, a bill for an act relating to acknowledgments by notaries public, was taken up and considered.

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

On the question "Shall the bill pass?" (S. F. 1009) the vote was:

Ayes, 54:

Anderson	Erskine	Lange	Potter
Arbuckle	Frey	Lavery	Rabedaux
Balloun	Frommelt	Leonard	Rigler
Bortell	Gaudineer	Lucken	Schaben
Brownlee	Gilley	McGill	Shaff
Clarke	Glenn	Messerly	Shirley
Coleman	Griffin	Mogged	Smith
Conklin	Hill	Mowry	Stephens
Curran	Hougen	Neu	Sullivan
Davis	Keith	Nicholson	Thordsen
DeHart	Klink	Palmer	Van Gilst
Denman	Kosek	Parker	Walsh
Dodds	Kyhl	Potgeter	Weimer
Doderer	Lamborn		

Nays, none.

Absent or not voting, 7:

Bass	DeKoster	O'Malley	Reichardt
Briles	Ollenburg	Orr	

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

Senator Rigler asked and received unanimous consent to take up for consideration Senate File 1010.

Senate File 1010

On motion of Senator Mowry, Senate File 1010, a bill for an act to clarify the Iowa Liquor Control Act, was taken up and considered.

Senator Hill asked and received unanimous consent that further action on **Senate File 1010** be deferred and that the bill retain its place on the calendar.

Senator Rigler asked and received unanimous consent to take up for consideration Senate File 1011.

Senate File 1011

On motion of Senator Mowry, Senate File 1011, a bill for an act relating to a minimum motor vehicle registration fee, was taken up and considered.

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

On the question "Shall the bill pass?" (S. F. 1011) the vote was:

Ayes, 51:

Anderson	Frommelt	Leonard	Reichardt
Arbuckle	Gaudineer	Lucken	Rigler
Balloun	Gilley	McGill	Schaben
Bortell	Glenn	Messerly	Shaff
Brownlee	Griffin	Mogged	Shirley
Clarke	Hill	Mowry	Smith
Conklin	Hougen	Neu	Stephens
Curran	Keith	Nicholson	Sullivan
Davis	Klink	Palmer	Thordsen
DeHart	Kyhl	Parker	Van Gilst
Dodds	Lamborn	Potgeter	Walsh
Erskine	Lange	Potter	Weimer
Frey	Laverty	Rabedeaux	

Nays, 1:

Coleman

Absent or not voting, 9:

Bass	Denman	Kosek	O'Malley
Briles	Doderer	Ollenburg	Orr
DeKoster			

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

SENATE FILE 1012 DEFERRED

Senator Rigler asked unanimous consent to take up for consideration Senate File 1012.

Objection was raised.

Senator Gaudineer asked and received unanimous consent that further action on **Senate File 1012** be deferred and that the bill retain its place on the calendar.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up for consideration Senate File 1013.

Senate File 1013

On motion of Senator Mowry, Senate File 1013, a bill for an act relating to the registration and operation of motor vehicles, was taken up and considered.

Senator Glenn asked and received unanimous consent that further action on **Senate File 1013** be deferred and that the bill be placed on the calendar under unfinished business.

Senator Rigler asked and received unanimous consent to take up for consideration Senate File 1014.

Senate File 1014

On motion of Senator Mowry, Senate File 1014, a bill for an act relating to admission and exclusion of school pupils, was taken up and considered.

Senator Glenn asked and received unanimous consent that further action on **Senate File 1014** be deferred and that the bill be placed on the calendar under unfinished business.

MESSAGE FROM THE HOUSE

The following message was received from the House:

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

Senate Concurrent Resolution 101, providing for the mailing of daily journals and bills to each county auditor in the State of Iowa by the Superintendent of Printing.

WILLIAM R. KENDRICK, Chief Clerk

On motion of Senator Rigler, the Senate recessed until 2:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Jepsen presiding.

INTRODUCTION OF BILLS

Senate File 1045, by Senator Gaudineer, a bill for an act requiring telephone companies to provide a common number that will reach the central law enforcement agency in each county.

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

Senate File 1046, by Senator Gaudineer (Renda), a bill for an act relating to supreme court law clerks.

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

Senate File 1047, by Senator Gaudineer, a bill for an act relating to permits to carry concealed weapons, and to provide punishment for those persons who violate the act.

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

Senate File 1048, by Senator Van Gilst (Pierson and Dougherty), a bill for an act relating to township halls.

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

Senate File 1049, by Senator Shirley (Rodgers), a bill for an act to legalize and validate the proceedings of the board of directors of the Perry Community School District in the counties of Dallas, Boone and Greene, State of Iowa, in connection with the purchase under a real estate installment purchase contract of certain real estate by said board of directors from Dorothy May Marker and Loren Marker and declaring the validity of said contract and that said contract shall constitute a valid and binding obligation of said school district.

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

Senate File 1050, by Senator Conklin (Lippold), a bill for an act relating to joint planning commissions.

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

Senate File 1051, by Senator Shaff, a bill for an act concerning county ambulance service.

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

Senate File 1052, by Senator Conklin, a bill for an act relating to, and providing criminal penalties for the illegal termination of pregnancy.

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

Senate File 1053, by Senator Messerly, a bill for an act relating to property to be held exempt from execution for debt.

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

SPECIAL ORDER

Senator Rigler asked and received unanimous consent that **House Joint Resolution 6** be made a special order of business for Thursday, January 15, 1970, at 9:00 a.m.

CONSIDERATION OF BILLS

Senate File 1006

On motion of Senator Mowry, Senate File 1006, a bill for an act to clarify chapter one hundred forty-two (142), Acts of the Sixty-third General Assembly, First Session, relating to eradication of hog cholera, was taken up and considered.

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

On the question "Shall the bill pass?" (S. F. 1006) the vote was:

Ayes, 54:

Anderson	Frey	Lucken	Rabedeaux
Arbuckle	Frommelt	McGill	Reichardt
Balloun	Gaudineer	Messerly	Rigler
Bortell	Gilley	Mogged	Schaben
Brownlee	Glenn	Mowry	Shaff
Clarke	Griffin	Neu	Shirley
Coleman	Hougen	Nicholson	Smith
Conklin	Keith	O'Malley	Stephens
Curran	Klink	Orr	Sullivan
Davis	Kosek	Palmer	Thordsen
DeHart	Kyhl	Parker	Van Gilst
Dodds	Lamborn	Potgeter	Walsh
Doderer	Lange	Potter	Weimer
Erskine	Leonard		

Nays, none.

Absent or not voting, 7:

Bass	DeKoster	Hill	Ollenburg
Briles	Denman	Laverty	

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

UNFINISHED BUSINESS

Senate File 1010

On motion of Senator Mowry, Senate File 1010, a bill for an act to clarify the Iowa Liquor Control Act, was taken up for further consideration.

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

On the question "Shall the bill pass?" (S. F. 1010) the vote was:

Ayes, 55:

Anderson	Frey	Leonard	Reichardt
Arbuckle	Frommelt	Lucken	Rigler
Balloun	Gaudineer	McGill	Schaben
Bortell	Gilley	Messerly	Shaff
Brownlee	Glenn	Mogged	Shirley
Clarke	Griffin	Mowry	Smith
Coleman	Hougen	Neu	Stephens
Conklin	Keith	Nicholson	Sullivan
Curran	Klink	O'Malley	Thordsen
Davis	Kosek	Orr	Van Gilst
DeHart	Kyhl	Palmer	Parker
Dodds	Lamborn	Potgeter	Walsh
Doderer	Lange	Potter	Weimer
Erskine	Laverty	Rabedeaux	

Nays, none.

Absent or not voting, 6:

Bass	DeKoster	Hill	Ollenburg
Briles	Denman		

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

CONSIDERATION OF BILLS

Senate File 1012

On motion of Senator Mowry, Senate File 1012, a bill for an act relating to drainage laws, was taken up and considered.

Senator Gaudineer asked and received unanimous consent that further action on **Senate File 1012** be deferred and that the bill be placed on the calendar under unfinished business.

UNFINISHED BUSINESS

Senate File 1013

On motion of Senator Mowry, Senate File 1013, a bill for an act relating to the registration and operation of motor vehicles, was taken up for further consideration.

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

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

Ayes, 55:

Anderson	Balloun	Brownlee	Coleman
Arbuckle	Bortell	Clarke	Conklin

Curran	Griffin	Mogged	Rigler
Davis	Hougen	Mowry	Schaben
DeHart	Keith	Neu	Shaff
Denman	Kosek	Nicholson	Shirley
Dodds	Kyhl	O'Malley	Smith
Doderer	Lamborn	Orr	Stephens
Erskine	Lange	Palmer	Sullivan
Frey	Laverty	Parker	Thordsen
Frommelt	Leonard	Potgeter	Van Gilst
Gaudineer	Lucken	Potter	Walsh
Gilley	McGill	Rabedeaux	Weimer
Glenn	Messerly	Reichardt	

Nays, none.

Absent or not voting, 6:

Bass	DeKoster	Klink	Ollenburg
Briles	Hill		

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

Senate File 1014

On motion of Senator Mowry, Senate File 1014, a bill for an act relating to admission and exclusion of school pupils, was taken up for further consideration.

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

On the question "Shall the bill pass?" (S. F. 1014) the vote was:

Ayes, 56:

Anderson	Erskine	Laverty	Potter
Arbuckle	Frey	Leonard	Rabedeaux
Balloun	Frommelt	Lucken	Reichardt
Bortell	Gaudineer	McGill	Rigler
Brownlee	Gilley	Messerly	Schaben
Clarke	Glenn	Mogged	Shaff
Coleman	Griffin	Mowry	Shirley
Conklin	Hougen	Neu	Smith
Curran	Keith	Nicholson	Stephens
Davis	Klink	O'Malley	Sullivan
DeHart	Kosek	Orr	Thordsen
Denman	Kyhl	Palmer	Van Gilst
Dodds	Lamborn	Parker	Walsh
Doderer	Lange	Potgeter	Weimer

Nays, none.

Absent or not voting, 5:

Bass	DeKoster	Hill	Ollenburg
Briles			

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

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up for consideration Senate File 1015.

Senate File 1015

On motion of Senator Mowry, Senate File 1015, a bill for an act relating to an obsolete reference to the state tax commission, was taken up and considered.

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

On the question "Shall the bill pass?" (S. F. 1015) the vote was:

Ayes, 55:

Anderson	Frey	Leonard	Rabedeaux
Arbuckle	Frommelt	Lucken	Reichardt
Balloun	Gaudineer	McGill	Rigler
Bortell	Gilley	Messery	Schaben
Brownlee	Glenn	Mogged	Shaff
Clarke	Griffin	Mowry	Shirley
Coleman	Hougen	Neu	Smith
Conklin	Keith	Nicholson	Stephens
Curran	Klink	O'Malley	Sullivan
Davis	Kosek	Orr	Thordsen
DeHart	Kyhl	Palmer	Van Gilst
Dodds	Lamborn	Parker	Walsh
Doderer	Lange	Potgeter	Weimer
Erskine	Laverty	Potter	

Nays, none.

Absent or not voting, 6:

Bass	DeKoster	Hill	Ollenburg
Briles	Denman		

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

Senator Rigler asked and received unanimous consent to take up for consideration Senate File 1016.

Senate File 1016

On motion of Senator Mowry, Senate File 1016, a bill for an act relating to obsolete provisions in the law relating to county expenditures, was taken up and considered.

Senator Mowry asked and received unanimous consent that further action on **Senate File 1016** be deferred and that the bill be placed on the calendar under unfinished business.

SENATE FILE 2 WITHDRAWN

Senator Lamborn asked and received unanimous consent that

Senate File 2 be withdrawn from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Rigler asked and received unanimous consent that the following bills be immediately messaged to the House, which request was complied with: Senate Files 1001, 1004, 1005, 1006, 1007, 1008, 1009, 1010, 1011, 1013, 1014 and 1015.

BILLS REASSIGNED TO COMMITTEE

President Jepsen announced the reassignment of the following bills to the committee:

- S.C.R. 37 Conservation and recreation
- S.J.R. 16 Constitutional amendments and reapportionment
- S. F. 20 Law enforcement
- S. F. 40 Commerce
- S. F. 49 Conservation and recreation
- S. F. 54 County government
- S. F. 58 State government
- S. F. 100 County government
- S. F. 102 County government
- S. F. 103 County government
- S. F. 117 Law enforcement
- S. F. 121 Commerce
- S. F. 143 County government
- S. F. 165 Agriculture
- S. F. 169 Law enforcement
- S. F. 175 Law enforcement
- S. F. 179 Commerce
- S. F. 201 Agriculture
- S. F. 247 Judiciary
- S. F. 253 Judiciary
- S. F. 255 Judiciary
- S. F. 256 State government
- S. F. 259 Schools
- S. F. 308 Conservation and recreation
- S. F. 313 Commerce
- S. F. 318 Social services
- S. F. 323 Cities and towns
- S. F. 326 Conservation and recreation
- S. F. 332 Judiciary
- S. F. 340 County government
- S. F. 342 Transportation
- S. F. 344 Law enforcement

- S. F. 348 Judiciary
- S. F. 353 Human and industrial relations
- S. F. 356 Social services
- S. F. 358 Judiciary
- S. F. 362 Conservation and recreation
- S. F. 365 State government
- S. F. 366 County government
- S. F. 372 Agriculture
- S. F. 378 Agriculture
- S. F. 386 Social services
- S. F. 388 Ways and means
- S. F. 396 Social services
- S. F. 421 Commerce
- S. F. 425 Transportation
- S. F. 432 Judiciary
- S. F. 433 State government
- S. F. 436 Transportation
- S. F. 438 Cities and towns
- S. F. 444 Judiciary
- S. F. 446 Higher education
- S. F. 452 Law enforcement
- S. F. 456 Social services
- S. F. 458 County government
- S. F. 459 Agriculture
- S. F. 461 Law enforcement
- S. F. 467 Agriculture
- S. F. 468 Higher education
- S. F. 473 Transportation
- S. F. 476 Law enforcement
- S. F. 477 County government
- S. F. 478 Social services
- S. F. 503 Law enforcement
- S. F. 505 Cities and towns
- S. F. 512 County government
- S. F. 516 Conservation and recreation
- S. F. 517 Transportation
- S. F. 521 Schools
- S. F. 526 Schools
- S. F. 527 Appropriations
- S. F. 528 Law enforcement
- S. F. 533 Law enforcement
- S. F. 535 State government
- S. F. 540 Schools
- S. F. 541 Social services
- S. F. 546 Higher education

S. F. 550	Commerce
S. F. 554	Commerce
S. F. 558	Agriculture
S. F. 568	County government
S. F. 571	Social services
S. F. 572	Social services
S. F. 575	Cities and towns
S. F. 588	Conservation and recreation
S. F. 595	Rules
S. F. 613	State government
S. F. 615	Law enforcement
S. F. 616	County government
S. F. 618	Agriculture
S. F. 627	Agriculture
S. F. 637	Transportation
S. F. 639	Law enforcement
S. F. 643	Law enforcement
S. F. 644	Law enforcement
S. F. 645	Schools
S. F. 646	Judiciary
S. F. 647	Schools
S. F. 648	Schools
S. F. 656	Cities and towns
S. F. 657	Commerce
S. F. 658	Commerce
S. F. 659	Commerce
S. F. 677	Schools
S. F. 678	Cities and towns
S. F. 693	Appropriations
S. F. 694	Commerce
S. F. 697	Appropriations
H.C.R. 15	Conservation and recreation
H.C.R. 28	Ways and means
H.C.R. 35	Transportation
H.C.R. 40	Ways and means
H.J.R. 18	Rules
H. F. 9	County government
H. F. 53	County government
H. F. 77	Law enforcement
H. F. 97	Law enforcement
H. F. 163	State government
H. F. 171	Agriculture
H. F. 184	Cities and towns
H. F. 219	Judiciary
H. F. 221	Commerce

H. F. 204	Schools
H. F. 231	Commerce
H. F. 260	Conservation and recreation
H. F. 394	Transportation
H. F. 428	Appropriations
H. F. 582	Judiciary
H. F. 759	Commerce
H. F. 760	Commerce
H. F. 761	Commerce
H. F. 762	Commerce
H. F. 763	Commerce
H. F. 764	Commerce

SENATE CONCURRENT RESOLUTION 102

By Kyhl

Be It Resolved by the Senate, the House Concurring: That the Superintendent of Printing be instructed to mail to each of the following one copy of the daily Senate and House Journals and one copy of each Senate and House bill of the Sixty-third General Assembly, Second Session, on the date of printing thereof, and that the same, with binders, be furnished to each free of charge to be paid out of the general fund not otherwise appropriated: Senator Jack Miller, Senator Harold E. Hughes, Congressmen Fred Schwengel, John C. Culver, H. R. Gross, John H. Kyl, Neal Smith, Wiley Mayne, William J. Scherle; and the Council of State Governments, Iron Works Pike, Lexington, Kentucky 40505, and Midwestern Office, Council of State Governments, 1313 East 60th Street, Chicago, Illinois 60637.

REPORTS OF COMMITTEES

Senator Lange submitted the following report:

MR. PRESIDENT: Your committee on constitutional amendments and reapportionment, to which was referred **House Joint Resolution 6**, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the terms of office of elected executive officials, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ELMER F. LANGE, Chairman

Ordered passed on file.

Senator Kyhl submitted the following reports:

MR. PRESIDENT: Your committee on law enforcement, to which was referred **Senate File 533**, a bill for an act relating to the licensing and regulation of private detectives, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

Amend Senate File 533 as follows:

1. By striking in section 5, page 4, line 22, the words, "five thousand" and by inserting in lieu thereof the words "twenty thousand".

2. By striking in section 5, page 4, lines 23 and 24, the words, "twenty five hundred" and by inserting in lieu thereof the words "ten thousand".

VERNON H. KYHL, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on law enforcement, to which was referred **Senate File 639**, a bill for an act relating to operator's and chauffeur's licenses, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

Amend Senate File 639, section 4, line 19, by striking the words and figures, "January 1, 1970" and by inserting in lieu thereof the words and figures, "July 1, 1970 or as soon thereafter as the commissioner shall determine is reasonably practical but in no event later than January 1, 1971".

VERNON H. KYHL, Chairman

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend Senate File 256 as follows:
- 2 1. By striking in page ten (10), section twenty-four (24),
- 3 line twenty-nine (29), the word "legitimated" and inserting in
- 4 lieu thereof the word "legitimized".
- 5 2. By striking in page ten (10), section twenty-five (25),
- 6 line thirty-five (35), the word "legitimation" and inserting
- 7 in lieu thereof the word "legitimization".
- 8 3. By striking in page eighteen (18), section fifty-two
- 9 (52), line thirty-three (33), the figure "(39)" and inserting
- 10 in lieu thereof the figure "(49)".

LEE H. GAUDINEER, JR.

- 1 Amend Senate File 332 by inserting in page 1, line
- 2 10, after the word "aircraft" the following:
- 3 " , or damage is caused as a result of the operation
- 4 of such aircraft while the operator is under the
- 5 influence of intoxicating liquor, hallucinogenic,
- 6 depressant or stimulant drugs or narcotics".

CHARLES O. LAVERTY

- 1 Amend Senate File 390 as follows:
- 2 1. By inserting in section 1, page 1, line 12,
- 3 after the semi-colon (;) the following:
- 4 "is pursuing a course of study approved by
- 5 the department of public instruction;"
- 6 2. By inserting in section 1, page 1, line 20, after
- 7 the word, "instruction" the words, "and transportation".

LEE H. GAUDINEER, JR.

- 1 Amend Senate File 1016, line 6, by striking the word
- 2 "to" and inserting in lieu thereof the word "through".

JOHN L. MOWRY

- 1 Amend House File 428 by striking all after the enacting
- 2 clause and inserting in lieu thereof the following:

3 Section 1. Section six hundred five point twenty-six
4 (605.26), Code 1966, is hereby repealed and the following
5 enacted in lieu thereof:

6 "1. A judge of any court of this state may be retired from
7 office for permanent, physical, or mental disability rendering
8 him incapable of properly performing his duties. He may also
9 be removed from office for willful misconduct in office, per-
10 sistent failure to perform his duties, habitual intemperance,
11 conduct prejudicial to the administration of justice that brings
12 the judicial office into disrepute, or when he otherwise ceases
13 to have the qualifications required for the office of judge.

14 2. There shall be a commission on judicial qualification
15 consisting of a justice of the supreme court and two judges of
16 the district courts of the state, none of whom are in retirement,
17 two members of the bar actively engaged in the general practice
18 of law within the state for the ten years previous to appointment
19 and two electors of the state, not connected with the legal pro-
20 fession, all of whom shall be appointed by the supreme court.

21 The terms of the members shall be for four years beginning
22 on July 1 of the year of appointment, except that the terms of
23 three initial appointees shall be two years. Vacancies shall
24 be filled by the supreme court for the remainder of the term.
25 Should any member be disqualified for any reason to act in any
26 proceeding the chief justice shall appoint another person
27 similarly qualified to act in such proceeding. The supreme
28 court shall prescribe rules of practice and procedure of the
29 commission."

30 Sec. 2. Chapter six hundred five A (605A), Code 1966, is
31 amended by adding the following:

32 "The survivor of a judge who was qualified for an annuity
33 under the system at the time of his death is entitled to receive
34 an annuity of one-half the amount he was receiving if the sur-
35 vivor is at least sixty-five years of age or has attained the
36 age of sixty-five years if the judge dies before the survivor
37 is sixty-five years of age. 'Survivor' for the purpose of this
38 chapter means the surviving spouse of a person who was a judge,
39 if the surviving spouse was married to the judge for at least
40 five years next preceding his death. 'Survivor' does not include
41 a surviving spouse after remarriage."

JOHN L. MOWRY

1 Amend House Joint Resolution 6 as follows:

2 1. By striking from page two (2), lines twenty-four (24)
3 through thirty-two (32), inclusive.

4 2. By inserting on page three (3), following line four (4),
5 the following:

6 "Sec. 2. The following amendment to the Constitution of the
7 State of Iowa is proposed for the election and terms of the
8 state officers beginning with the general election in the year
9 nineteen hundred seventy-six:

10 Section twenty-two (22) of Article four (IV) of the Consti-
11 tution of the State of Iowa is repealed and the following adopted
12 in lieu thereof:

13 Sec. 22. A Secretary of State, an Auditor of State, and a
14 Treasurer of State shall be elected by the qualified electors

15 at the same time that members of the general assembly are elected
16 and for a four-year term commencing on the first day of January
17 next after their election, and they shall perform such duties as
18 may be provided by law."

19 3. By striking from page three (3), line five (5), the figure
20 "2" and inserting in lieu thereof the figure "3".

W. CHARLENE CONKLIN

On motion of Senator Rigler, the Senate adjourned until 9:00
a.m., Wednesday, January 14, 1970.

JOURNAL OF THE SENATE

THIRD DAY

SENATE CHAMBER,
DES MOINES, IOWA, WEDNESDAY, JANUARY 14, 1970.

The Senate met in regular session, President pro tempore Lange presiding.

Prayer was offered by the Reverend Robert Hedges, pastor of St. Timothy's Episcopal Church, West Des Moines, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Tuesday, January 13, 1970, was approved.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File 1022, a bill for an act to revise the section establishing the Iowa Highway Safety Patrol.

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

House File 1023, a bill for an act relating to flashing lights on school buses.

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

House File 1025, a bill for an act relating to funds for manufacture of motor vehicle registration plates.

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

House File 1026, a bill for an act relating to a bank loan reference in the security interest statutes.

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

House File 1027, a bill for an act relating to the penalty for certain offenses in operation of motorcycles.

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

House File 1028, a bill for an act relating to crimes punishable by death.

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

House File 1029, a bill for an act to correct an error in enactment relating to boards of tax review.

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

House File 1035, a bill for an act relating to the interest rate on joint municipal sewer bonds.

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

House File 1036, a bill for an act to correct an erroneous reference in the Medical Assistance Act of the Sixty-second General Assembly.

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

House File 1037, a bill for an act relating to the legislative members of the Higher Education Facilities Commission.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE MESSAGES CONSIDERED

House File 1022, a bill for an act to revise the section establishing the Iowa Highway Safety Patrol.

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

House File 1023, a bill for an act relating to flashing lights on school buses.

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

House File 1025, a bill for an act relating to funds for manufacture of motor vehicle registration plates.

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

House File 1026, a bill for an act relating to a bank loan reference in the security interest statutes.

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

House File 1027, a bill for an act relating to the penalty for certain offenses in operation of motorcycles.

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

House File 1028, a bill for an act relating to crime punishable by death.

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

House File 1029, a bill for an act to correct an error in enactment relating to boards of tax review.

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

House File 1035, a bill for an act relating to the interest rate on joint municipal sewer bonds.

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

House File 1036, a bill for an act to correct an erroneous reference in the Medical Assistant Act of the Sixty-second General Assembly.

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

House File 1037, a bill for an act relating to the legislative members of the Higher Education Facilities Commission.

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

HOUSE FILES PLACED ON CALENDAR

Senator Rigler asked and received unanimous consent that the rules be suspended and that House Files 1022, 1023, 1025, 1026, 1027, 1028, 1029, 1035, 1036 and 1037 be immediately placed on the Senate calendar.

ADOPTION OF SENATE CONCURRENT RESOLUTION 102

Senator Kyhl asked and received unanimous consent to take up for consideration **Senate Concurrent Resolution 102** found on page 57 of the Senate Journal and moved its adoption.

The motion prevailed and the resolution was adopted.

UNFINISHED BUSINESS

Senate File 407

On motion of Senator Messerly, Senate File 407, a bill for an act relating to benefited water districts, was taken up for further consideration.

Senator Frommelt offered the following amendment and moved its adoption:

Amend Senate File 407 by striking lines five (5) through eight (8), inclusive, and inserting in lieu thereof the following:

"1. By striking from lines eight (8) and nine (9) the words 'be made according to benefits' and inserting in lieu thereof the words 'not exceed benefits conferred'.

2. By inserting in line eleven (11) after the period the following:

'Where a pipe in excess of six inches in diameter is used, the assessment against the abutting property shall be limited to the cost of a six inch pipe, and the difference between the

cost of the pipe used and a six inch pipe shall be paid by a uniform assessment against all benefited property within the water district.'

3. By striking from line fifteen (15) the word 'assessed' and inserting in lieu thereof the word 'actual'.

4. By striking all of such section after the period in line nineteen (19)."

The amendment was adopted.

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

On the question "Shall the bill pass?" (S.F. 407) the vote was:

Ayes, 54:

Arbuckle	Erskine	Lange	Potter
Balloun	Frey	Laverty	Rabedeaux
Bortell	Frommelt	Leonard	Rigler
Briles	Gaudineer	McGill	Schaben
Brownlee	Gilley	Messerly	Shaff
Clarke	Glenn	Mogged	Shirley
Coleman	Griffin	Mowry	Smith
Conklin	Hill	Neu	Stephens
Curran	Hougen	Nicholson	Sullivan
Davis	Keith	Ollenburg	Thordsen
DeHart	Klink	O'Malley	Van Gilst
DeKoster	Kosek	Palmer	Walsh
Dodds	Kyhl	Parker	Weimer
Doderer	Lamborn		

Nays, 2:

Anderson Potgeter

Absent or not voting, 5:

Bass	Lucken	Orr	Reichardt
Denman			

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

Senate File 1016

On motion of Senator Mowry, Senate File 1016, a bill for an act relating to obsolete provisions in the law relating to county expenditures, was taken up for further consideration.

Senator Mowry offered the following amendment and moved its adoption:

- 1 Amend Senate File 1016, line 6, by striking the word
- 2 "to" and inserting in lieu thereof the word "through".

The amendment was adopted.

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

On the question "Shall the bill pass?" (S.F. 1016) the vote was:

Ayes, 57:

Anderson	Erskine	Laverty	Potgeter
Arbuckle	Frey	Leonard	Potter
Balloun	Frommelt	Lucken	Rabedeaux
Bortell	Gaudineer	McGill	Rigler
Briles	Gilley	Messerly	Schaben
Brownlee	Griffin	Mogged	Shaff
Clarke	Hill	Mowry	Shirley
Coleman	Hougen	Neu	Smith
Conklin	Keith	Nicholson	Stephens
Curran	Klink	Ollenburg	Sullivan
Davis	Kosek	O'Malley	Thordsen
DeHart	Kyhl	Orr	Van Gilst
DeKoster	Lamborn	Palmer	Walsh
Dodds	Lange	Parker	Weimer
Doderer			

Nays, 1:

Glenn

Absent or not voting, 3:

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

UNFINISHED BUSINESS

Senate File 1012

On motion of Senator Mowry, Senate File 1012, a bill for an act relating to drainage laws, was taken up for further consideration.

Senator Gaudineer offered the following amendment filed by Senators Gaudineer and Mowry and moved its adoption:

Amend Senate File 1012 by striking from page 1, line 5, the period and inserting in lieu thereof the following:

“, and by inserting in section fifty-nine (59), line twelve (12), after the period the following sentence: A drainage or levee district may be established pursuant to chapter four hundred sixty-two (462) of the Code.”

The amendment was adopted.

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

On the question “Shall the bill pass?” (S.F. 1012) the vote was:

Ayes, 58:

Anderson	Coleman	Doderer	Griffin
Arbuckle	Conklin	Erskine	Hill
Balloun	Curran	Frey	Hougen
Bortell	Davis	Frommelt	Keith
Briles	DeHart	Gaudineer	Klink
Brownlee	DeKoster	Gilley	Kosek
Clarke	Dodds	Glenn	Kyhl

Lamborn	Mowry	Potgeter	Smith
Lange	Neu	Potter	Stephens
Laverty	Nicholson	Rabedeaux	Sullivan
Leonard	Ollenburg	Rigler	Thordsen
Lucken	O'Malley	Schaben	Van Gilst
McGill	Orr	Shaff	Walsh
Messerly	Palmer	Shirley	Weimer
Mogged	Parker		

Nays, none.

Absent or not voting, 3:

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

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate File 1004, a bill for an act to remove a reference to terms of court in the statute relating to notice to a foreign corporation committing a tort in Iowa.

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

House File 1030, a bill for an act to correct an erroneous reference in the chattel loan statutes.

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

House File 1031, a bill for an act relating to salaries of conservation officers as amended.

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

House File 1032, a bill for an act to clarify the basic science law.

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

House File 1033, a bill for an act relating to the publication of the Code.
WILLIAM R. KENDRICK, Chief Clerk

INTRODUCTION OF BILL

Senate File 1054, by Senator Arbuckle, a bill for an act relating to civil defense.

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

MOTION TO RECONSIDER WITHDRAWN

Senator Frommelt asked and received unanimous consent to withdraw the motion to reconsider the vote by which **Senate File 594** passed the Senate, filed by him on January 12, 1970.

HOUSE MESSAGES CONSIDERED

House File 1030, a bill for an act to correct an erroneous reference in the chattel loan statutes.

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

House File 1031, a bill for an act relating to salaries of conservation officers as amended.

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

House File 1032, a bill for an act to clarify the basic science law.

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

House File 1033, a bill for an act relating to the publication of the Code.

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

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up for consideration Senate File 533.

Senate File 533

On motion of Senator Thordsen, Senate File 533, a bill for an act relating to the licensing and regulation of private detectives, with reports of committee recommending amendment and passage, was taken up, considered, and the reports of the committee adopted.

Senator Gaudineer offered the following committee amendment filed April 1, 1969, and moved its adoption:

Amend Senate File 533 as follows:

1. By inserting in page 3, line 16, after the period the following new sentence: "The initial issuance, maintenance, or renewal of any such license shall be a privilege granted by the state and shall not create a property right in the licensee."

2. By inserting in page 3, line 22, after the period the following new sentence: "The initial issuance, maintenance, or renewal of any such license shall be a privilege granted by the state and shall not create a property right in the licensee."

The amendment was adopted.

Senator Gaudineer offered the following committee amendment filed January 13, 1970, and moved its adoption:

1 Amend Senate File 533 as follows :

2 1. By striking in section 5, page 4, line 22, the words,

3 "five thousand" and by inserting in lieu thereof the words

4 "twenty thousand".

5 2. By striking in section 5, page 4, lines 23 and 24, the
6 words, "twenty five hundred" and by inserting in lieu thereof the
7 words "ten thousand".

The amendment was adopted.

Senator Hill offered the following amendment and moved its adoption :

Amend Senate File 533, section 4, page 3, line 22, by inserting after the word "agents." the following:

"In order for an individual to be in violation of this section, it must be shown that he had knowledge that the detective agency or private detective he employed or retained was not licensed pursuant to this Act."

The amendment was adopted.

Senator Gaudineer asked and received unanimous consent that further action on Senate File 533 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Rigler, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President Jepsen presiding.

Senator Rigler asked and received unanimous consent that the rules be suspended and that House Files 1030, 1031, 1032 and 1033 be immediately placed on the Senate calendar.

ANNOUNCEMENT OF INVESTIGATING COMMITTEES ON GOVERNOR'S APPOINTMENTS

President Jepsen, in accordance with section 2.40, Code 1966, announced the appointment of the following Senators to investigating committees:

As a member of the Iowa Employment Security Commission:
James T. Klein of Lake Mills, Winnebago County, Iowa, for the unexpired term ending June 30, 1973.

Senator Ollenburg, Chairman
Senator Neu
Senator Brownlee
Senator Palmer
Senator Orr

As a member of the Civil Rights Commission:
Abe D. Clayman of Des Moines, Polk County, Iowa, for the regular four-year term commencing July 1, 1969, and ending June 30, 1973.

Senator Denman, Chairman
Senator Laverty

Senator DeKoster
 Senator Bortell
 Senator Frommelt

As Commissioner of Social Services:

James N. Gillman of Marshalltown, Marshall County, Iowa.
 Senator Mowry, Chairman
 Senator Kosek
 Senator Nicholson
 Senator O'Malley
 Senator Hill

As Director of the Iowa Development Commission:

Chad A. Wymer of Des Moines, Polk County, Iowa.
 Senator Griffin, Chairman
 Senator Frey
 Senator Potgeter
 Senator Schaben
 Senator Coleman

As members of the Merit Employment Commission:

William C. Hubbard of Iowa City, Johnson County, Iowa, for a regular six-year term beginning July 1, 1969, and ending June 30, 1975.

Senator Doderer, Chairman
 Senator Clarke
 Senator DeHart
 Senator Rabedeaux
 Senator Weimer

Kenneth R. D. Wolfe of Marshalltown, Marshall County, Iowa, for a regular six-year term beginning July 1, 1969, and ending June 30, 1975.

Senator Mowry, Chairman
 Senator Hougen
 Senator Mogged
 Senator Glenn
 Senator McGill

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up for consideration House File 1022.

House File 1022

On motion of Senator Mowry, House File 1022, a bill for an act to revise the section establishing the Iowa Highway Safety Patrol, was taken up and considered.

Senator Lamborn offered the following amendment filed by Senators Balloun and Lamborn and moved its adoption:

Amend House File 1022, page 1, lines 12 and 13, by striking the following words ", not more than sixty percent of whom shall at any time be members of the same political party".

Roll call was requested.

On the question "Shall the amendment be adopted?" (H.F. 1022) the vote was:

Ayes, 25:

Arbuckle	Erskine	Lamborn	Parker
Balloun	Frey	Lucken	Potgeter
Briles	Gaudineer	Messerly	Potter
Clarke	Griffin	Neu	Smith
Curran	Keith	Ollenburg	Van Gilst
Davis	Kyhl	Palmer	Walsh
DeKoster			

Nays, 30:

Anderson	Frommelt	McGill	Rigler
Bortell	Gilley	Mogged	Schaben
Brownlee	Glenn	Mowry	Shirley
Conklin	Hill	Nicholson	Stephens
DeHart	Hougen	O'Malley	Sullivan
Denman	Kosek	Rabedeaux	Thordsen
Dodds	Lange	Reichardt	Weimer
Doderer	Leonard		

Voting present, 2:

Coleman	Shaff
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Absent or not voting, 4:

Bass	Klink	Laverty	Orr
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The amendment lost.

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

On the question "Shall the bill pass?" (H.F. 1022) the vote was:

Ayes, 58:

Anderson	Doderer	Laverty	Potter
Arbuckle	Erskine	Leonard	Rabedeaux
Balloun	Frey	Lucken	Reichardt
Bortell	Frommelt	McGill	Rigler
Briles	Gaudineer	Messerly	Schaben
Brownlee	Gilley	Mogged	Shaff
Clarke	Glenn	Mowry	Shirley
Coleman	Griffin	Neu	Smith
Conklin	Hill	Nicholson	Stephens
Curran	Hougen	Ollenburg	Sullivan
Davis	Keith	O'Malley	Thordsen
DeHart	Kosek	Palmer	Van Gilst
DeKoster	Kyhl	Parker	Walsh
Denman	Lamborn	Potgeter	Weimer
Dodds	Lange		

Nays, none.

Absent or not voting, 3:

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

Senator Rigler asked and received unanimous consent to take up for consideration House File 1023.

House File 1023

On motion of Senator Mowry, House File 1023, a bill for an act relating to flashing lights on school buses, was taken up and considered.

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

On the question "Shall the bill pass?" (H.F. 1023) the vote was:

Ayes, 58:

Anderson	Doderer	Laverty	Potter
Arbuckle	Erskine	Leonard	Rabedeaux
Balloun	Frey	Lucken	Reichardt
Bortell	Frommelt	McGill	Rigler
Briles	Gaudineer	Messerly	Schaben
Brownlee	Gilley	Mogged	Shaff
Clarke	Glenn	Mowry	Shirley
Coleman	Griffin	Neu	Smith
Conklin	Hill	Nicholson	Stephens
Curran	Hougen	Ollenburg	Sullivan
Davis	Keith	O'Malley	Thordsen
DeHart	Kosek	Palmer	Van Gilst
DeKoster	Kyhl	Parker	Walsh
Denman	Lamborn	Potgeter	Weimer
Dodds	Lange		

Nays, none.

Absent or not voting, 3:

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

Senator Rigler asked and received unanimous consent to take up for consideration House File 1025.

House File 1025

On motion of Senator Mowry, House File 1025, a bill for an act relating to funds for manufacture of motor vehicle registration plates, was taken up and considered.

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

On the question "Shall the bill pass?" (H.F. 1025) the vote was:

Ayes, 58:

Anderson	Bortell	Clarke	Curran
Arbuckle	Briles	Coleman	Davis
Balloun	Brownlee	Conklin	DeHart

DeKoster	Hougen	Mowry	Rigler
Denman	Keith	Neu	Schaben
Dodds	Kosek	Nicholson	Shaff
Doderer	Kyhl	Ollenburg	Shirley
Erskine	Lamborn	O'Malley	Smith
Frey	Lange	Palmer	Stephens
Frommelt	Laverty	Parker	Sullivan
Gaudineer	Leonard	Potgeter	Thordsen
Gilley	Lucken	Potter	Van Gilst
Glenn	McGill	Rabedeaux	Walsh
Griffin	Messerly	Reichardt	Weimer
Hill	Mogged		

Nays, none.

Absent or not voting, 3:

Bass Klink Orr

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

Senator Rigler asked and received unanimous consent to take up for consideration House File 1026.

House File 1026

On motion of Senator Mowry, House File 1026, a bill for an act relating to a bank loan reference in the security interest statutes, was taken up and considered.

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

On the question "Shall the bill pass?" (H.F. 1026) the vote was:

Ayes, 58:

Anderson	Doderer	Laverty	Potter
Arbuckle	Erskine	Leonard	Rabedeaux
Balloun	Frey	Lucken	Reichardt
Bortell	Frommelt	McGill	Rigler
Briles	Gaudineer	Messerly	Schaben
Brownlee	Gilley	Mogged	Shaff
Clarke	Glenn	Mowry	Shirley
Coleman	Griffin	Neu	Smith
Conklin	Hill	Nicholson	Stephens
Curran	Hougen	Ollenburg	Sullivan
Davis	Keith	O'Malley	Thordsen
DeHart	Kosek	Palmer	Van Gilst
DeKoster	Kyhl	Parker	Walsh
Denman	Lamborn	Potgeter	Weimer
Dodds	Lange		

Nays, none.

Absent or not voting, 3:

Bass Klink Orr

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

Senator Rigler asked and received unanimous consent to take up for consideration House File 1027.

House File 1027

On motion of Senator Mowry, House File 1027, a bill for an act relating to the penalty for certain offenses in operation of motorcycles, was taken up and considered.

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

On the question "Shall the bill pass?" (H.F. 1027) the vote was:

Ayes, 58:

Anderson	Doderer	Laverty	Potter
Arbuckle	Erskine	Leonard	Rabedeaux
Balloun	Frey	Lucken	Reichardt
Bortell	Frommelt	McGill	Rigler
Briles	Gaudineer	Messerly	Schaben
Brownlee	Gilley	Mogged	Shaff
Clarke	Glenn	Mowry	Shirley
Coleman	Griffin	Neu	Smith
Conklin	Hill	Nicholson	Stephens
Curran	Hougen	Ollenburg	Sullivan
Davis	Keith	O'Malley	Thordsen
DeHart	Kosek	Palmer	Van Gilst
DeKoster	Kyhl	Parker	Walsh
Denman	Lamborn	Potgeter	Weimer
Dodds	Lange		

Nays, none.

Absent or not voting, 3:

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

Senator Rigler asked and received unanimous consent to take up for consideration House File 1029.

House File 1029

On motion of Senator Mowry, House File 1029, a bill for an act to correct an error in enactment relating to boards of tax review, was taken up and considered.

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

On the question "Shall the bill pass?" (H.F. 1029) the vote was:

Ayes, 56:

Anderson	Bortell	Clarke	Curran
Arbuckle	Briles	Coleman	Davis
Balloun	Brownlee	Conklin	DeHart

DeKoster	Hougen	Mogged	Rigler
Denman	Keith	Mowry	Schaben
Dodds	Kosek	Neu	Shaff
Erskine	Kyhl	Nicholson	Shirley
Frey	Lamborn	Ollenburg	Smith
Frommelt	Lange	O'Malley	Stephens
Gaudineer	Laverty	Palmer	Sullivan
Gilley	Leonard	Parker	Thordsen
Glenn	Lucken	Potgeter	Van Gilst
Griffin	McGill	Potter	Walsh
Hill	Messerly	Rabedaux	Weimer

Nays, none.

Voting present, 1:

Doderer

Absent or not voting, 4:

Bass

Klink

Orr

Reichardt

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

Senator Rigler asked and received unanimous consent to take up for consideration House File 1035.

House File 1035

On motion of Senator Mowry, House File 1035, a bill for an act relating to the interest rate on joint municipal sewer bonds, was taken up and considered.

Senator Rigler asked and received unanimous consent that further action on House File 1035 be deferred and that the bill be placed on the calendar under unfinished business.

INTRODUCTION OF BILLS

Senate File 1055, by committee on transportation, a bill for an act to provide a relocation advisory assistance program and relocation payments to persons displaced by highway projects.

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

Senate File 1056, by Senators Mowry and Rigler, a bill for an act relating to legalizing acts of notaries public and acknowledgments.

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

Senate File 1057, by Senators Mowry and Rigler, a bill for an act relating to special limitations of actions regarding the recovery of interests in real estate.

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

Senate File 1058, by Senators Mowry and Rigler, a bill for an act legalizing wills.

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

Senate File 1059, by committee on county government (committee on county government), a bill for an act to make the latest increase in compensation of certain county officers retroactive to July 1, 1969, independent of the valuation of moneys and credits assessed in the county, to reinstate additional compensation for certain county officers in counties having two places at which district court is held, and to legalize certain payments previously made.

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

Senate File 1060, by committee on social services (committee on social services), a bill for an act to transfer the unexpended and unencumbered balance of the capital appropriation made by the Sixty-second General Assembly for a new medium security institution for men at Anamosa, to supplement the appropriation made by the Sixty-third General Assembly, First Session, for the old age assistance program.

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

Senate File 1061, by Senator Keith, a bill for an act relating to the qualifications of soil conservation district commissioners.

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

Senate File 1062, by Senator Keith, a bill for an act relating to a department of soil conservation.

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

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File 150, a bill for an act relating to the bonding of operators of slaughterhouses buying cattle, hogs, or sheep, and the bonding of agents, dealers, or brokers of such operators.

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

House File 280, a bill for an act to enable the supreme court to prescribe rules of criminal procedure.

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

House File 357, a bill for an act relating to the disability of municipal judges.

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

House File 420, a bill for an act to amend the professional practices act relating to admission to license examinations.

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

House File 473, a bill for an act relating to the right of appeal from decisions of municipal courts.

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

House File 687, a bill for an act relating to eminent domain.

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

House File 805, a bill for an act to authorize the state highway commission to pay all special assessments on land under its jurisdiction.

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

House File 807, a bill for an act relating to the emergency repair, restoration, or reconstruction of highways.

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

House Joint Resolution 16, relating to the effective date of laws.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE MESSAGES CONSIDERED

House File 150, a bill for an act relating to the bonding of operators of slaughterhouses buying cattle, hogs, or sheep, and the bonding of agents, dealers, or brokers of such operators.

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

House File 280, a bill for an act to enable the supreme court to prescribe rules of criminal procedure.

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

House File 357, a bill for an act relating to the disability of municipal judges.

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

House File 420, a bill for an act to amend the professional practices act relating to admission to license examinations.

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

House File 473, a bill for an act relating to the right of appeal from decisions of municipal courts.

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

House File 687, a bill for an act relating to eminent domain.
Read first time and **passed on file**.

House File 805, a bill for an act to authorize the state highway commission to pay all special assessments on land under its jurisdiction and to provide that such land be assessed in the same manner as private property.

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

House File 807, a bill for an act relating to the emergency repair, restoration, or reconstruction of highways.

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

House Joint Resolution 16, a joint resolution relating to the effective date of laws.

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

APPOINTMENT OF EMPLOYEE

The personnel committee announced the appointment of Dan J. O'Brien of Polk County as Senate Reading Clerk effective January 14, 1970.

BILLS ASSIGNED TO COMMITTEE

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

- S.J.R. 1001 Constitutional amendments and reapportionment
- S. F. 1017 State government
- S. F. 1018 Ways and means
- S. F. 1019 Ways and means
- S. F. 1020 Judiciary
- S. F. 1021 Cities and towns
- S. F. 1022 Law enforcement
- S. F. 1023 Judiciary
- S. F. 1024 Rules
- S. F. 1025 Ways and means
- S. F. 1026 State government
- S. F. 1027 Ways and means
- S. F. 1028 County government
- S. F. 1029 Ways and means
- S. F. 1030 Schools
- S. F. 1031 Judiciary
- S. F. 1032 Transportation
- S. F. 1033 Law enforcement

S. F. 1034	State government
S. F. 1035	State government
S. F. 1036	Judiciary
S. F. 1037	Rules
S. F. 1038	Judiciary
S. F. 1039	County government
S. F. 1040	Ways and means
S. F. 1041	State government
S. F. 1042	Judiciary
S. F. 1043	Judiciary
S. F. 1044	Rules
S. F. 1045	Commerce
S. F. 1046	State government
S. F. 1047	Law enforcement
S. F. 1048	County government
S. F. 1049	Judiciary
S. F. 1050	Cities and towns
S. F. 1051	County government
S. F. 1052	Social services
S. F. 1053	Ways and means
S. F. 1054	State government
S. F. 1056	Judiciary
S. F. 1057	Commerce
S. F. 1058	Judiciary
S. F. 1061	Agriculture
S. F. 1062	Agriculture
H.J.R. 16	Judiciary
H. F. 150	Agriculture
H. F. 280	Judiciary
H. F. 357	Judiciary
H. F. 420	Judiciary
H. F. 473	Judiciary
H. F. 687	Judiciary
H. F. 805	Transportation

COMMITTEE REPORT

The Joint Legislative Federal Highway Programs Study Committee filed the following report:

REPORT OF THE FEDERAL HIGHWAY PROGRAMS STUDY COMMITTEE

House Concurrent Resolution 27, approved by the First Regular Session of the Sixty-third General Assembly, required the Legislative Council to cause a legislative study to be conducted of the action required, and the most effective and practicable methods, for compliance by the state of Iowa with

the Federal Highway Safety Act of 1966, the Federal Highway Beautification Act of 1965, the relocation assistance provisions of the Federal-Aid Highway Act of 1968, other mandatory federal legislation related to highway safety, beautification and construction, and mandatory federal standards and regulations under said laws.

The Legislative Council established a study committee and appointed the following members:

Senator Alden J. Erskine
Senator Floyd Gilley
Senator Vernon H. Kyhl
Senator William J. Reichardt
Senator Robert R. Rigler
Representative Dewey Goode
Representative Edgar J. Koch
Representative Eldon L. Stroburg
Representative Richard Welden

The committee's organizational meeting was held on August 20, 1969, with Representative Dewey Goode serving as temporary Chairman. The Committee adopted rules and elected Representative Goode as permanent Chairman, and Senator Kyhl as Vice Chairman. Mr. Paul Romans and Mrs. JoAnn Brown of the Legislative Service Bureau served as staff assistants to the Committee. At this meeting members received copies of the three federal Acts mentioned in H.C.R. 27, and a Summary of Information relating to the three federal Acts, prepared by the Legislative Service Bureau.

The Committee held five meetings. At the September meeting, members met with representatives from the Iowa State Highway Commission to discuss the relocation assistance provisions of the Federal-Aid Highway Act of 1968. At the October meeting members met with Mr. Darrel L. Grice of the Office for Planning and Programming, which has made extensive studies of the requirements of the Highway Safety Act of 1966; a representative from the Iowa State Highway Commission familiar with the provisions of the Highway Safety Act; and a representative from RCA Service Company, which offers a plan for a periodic motor vehicle inspection.

On January 7, 1970 the Committee met to adopt a final report and its recommendations are as follows.

I. Federal-Aid Highway Act of 1968—Relocation Assistance.

The Act requires that states provide relocation assistance in conformance with federal standards on all federal-aid highway projects by July 1, 1970, or be subject to a complete denial of federal funds. The federal government presently reimburses the states for all funds used for relocation assistance and will continue to do so until July 1, 1970. Iowa has been advancing such funds under authority of an Attorney General's Opinion. Beginning July 1, 1970, the federal government will contribute to relocation assistance payments in the same proportion that it contributes to the highway project involved, and statutory authority must be provided by that date in order for the state to pay its share.

In 1969 the Iowa State Highway Commission prepared a bill draft to require relocation assistance payments by the state, counties, cities, and towns. This draft incorporated requirements of the federal Act by reference. The bill was redrafted and introduced by the Senate Committee on Transportation as Senate File 684. Senate File 684 incorporated the same definitions and requirements contained in the federal Act, instead of adopting them by reference, in order to avoid possible questions of an unconstitutional delegation of power.

After studying Senate File 684, this Committee concluded that the federal Act requires conformance by the state only on federal-aid highway projects.

Because most members believe the Committee's duty is only to inform the General Assembly of federal requirements, and also believe that the state should not require counties, cities, and towns to provide relocation assistance, Senate File 684 was redrafted to require conformity only by the state, and only on federal-aid projects. However, because many members also believe that the state should, so far as possible, provide such assistance to persons displaced by nonfederal-aid projects, and that political subdivisions should have authority to provide comparable assistance, section eleven was added to the bill as an additional grant of authority to the state and its political subdivisions, permitting them to provide relocation assistance similar to that required on federal-aid projects, but expressly stipulating that federal rules and guidelines need not be followed except on federal-aid projects. The revised bill, which is attached to and by this reference made a part of this Report, has received full approval by representatives of the Iowa State Highway Commission.

II. *Highway Beautification Act of 1965.*

It is the opinion of Committee members that Iowa has substantially complied with the provisions of this Act except in the matter of regulation of junkyards, that Iowa has done more to comply with the Act than most other states, that the federal government has few funds available at present for matching state expenditures for highway beautification, and that the General Assembly should take no further action at present in this area.

III. *Highway Safety Act of 1966.*

Pursuant to this Act, the Secretary of Transportation has formulated sixteen safety standards designed to reduce traffic accidents and maintain safe public highways. Further safety standards will be formulated in the future. Federal funds are available to assist the states in implementation of the programs required by the safety standards, and the Secretary of Transportation is authorized to impose a penalty of up to 10 percent of the total federal highway funds against a state which fails to meet the standards after January 1, 1970.

It has been most difficult for the Committee to determine exactly what steps must be taken by the State of Iowa to meet compliance with the federal standards. The federal government has been rather vague in specifying the actions which must be taken by the State of Iowa. No state has been penalized for failure to comply with the Highway Safety Act of 1966 and many states have not complied with this Act to as great a degree as Iowa. For this reason the Committee is not able to make as specific recommendations as it might otherwise desire.

A brief description of the sixteen safety standards follows:

1. Periodic motor vehicle inspection—This standard requires a periodic inspection of all registered vehicles or other experimental, pilot, or demonstration programs approved by the Secretary. The owner of the vehicle must correct existing or potential conditions which cause or contribute to accidents. Iowa does not comply with this standard. Legislative and administrative action needed, see "Summary of Pertinent Information" attached to this Report, page 2, paragraph d.

2. Motor vehicle registration—This standard provides that a state shall establish a motor vehicle registration program which provides for rapid identification of each vehicle and its owner; and makes available pertinent data for accident research and safety program development. Iowa generally meets the requirements of this standard.

3. Motorcycle safety—This standard requires that a state establish a motorcycle safety program to insure that only persons physically and mentally qualified will be licensed to operate a motorcycle; that protective safety equipment for drivers and passengers will be worn; and that the motorcycle

meets standards for safety equipment. Iowa meets some requirements of this standard, but further legislative and administrative action is needed. Legislative and administrative action needed, see "Summary of Pertinent Information" attached to this Report, page 4, section 3, paragraphs d and e.

4. Driver education—This standard requires each state, in cooperation with its political subdivisions, to establish a driver education and training program. Iowa complies with this standard.

5. Driver licensing—This standard requires each state to establish a driver licensing program to insure that only persons physically and mentally qualified will be licensed to operate a vehicle on the highways of the state, and to prevent needlessly removing the opportunity of the citizen to drive. Iowa meets the requirements of this standard. See "Summary of Pertinent Information" attached to this Report, page 5, paragraphs b and c.

6. Codes and Laws—This standard requires each state to develop and implement a program to achieve uniformity of traffic codes and laws throughout the state. Iowa does not comply with this standard. See "Summary of Pertinent Information" attached to this Report, page 5, section 6, subsections a, b, and c.

7. Traffic court—This standard requires each state in cooperation with its political subdivisions to establish a program to assure that all traffic courts complement and support local and statewide traffic safety objectives. Iowa meets some requirements of this standard, but further legislative action is needed. See "Summary of Pertinent Information" attached to this Report, page 6, section 7, subsections a, b, c, and d.

8. Alcohol in relation to highway safety—This standard requires each state, in cooperation with its political subdivisions, to develop and implement a program to achieve a reduction in those traffic accidents arising in whole or in part from persons driving under the influence of alcohol. Iowa meets the requirements of this standard. See "Summary of Pertinent Information" attached to this Report, page 7, section 8, subsections a, b, c, d, and e.

9. Identification and surveillance of accident locations—This standard requires each state, in cooperation with county and other local governments, to establish a program for identifying accident locations and for maintaining surveillance of those locations having high accident rates or losses. Iowa meets some requirements of this standard, but further legislative and administrative action is needed. See "Summary of Pertinent Information" attached to this Report, page 8, section 9, paragraph d, subsections 1 and 2.

10. Traffic records—This standard requires each state, in cooperation with its political subdivisions, to maintain a traffic records system, which shall include data for the entire state, regarding drivers, vehicles, accidents, and highways. Local systems shall be compatible with the state system. Iowa meets the requirements of this standard. See "Summary of Pertinent Information" attached to this Report, page 9, section 10, subsections a, b, c, d, and e.

11. Emergency medical services—This standard requires each state, in cooperation with its local political subdivisions, to establish a program to insure that persons involved in highway accidents receive prompt emergency medical care under the range of emergency conditions encountered. Iowa meets some requirements of this standard, but further legislative and administrative action is needed. See "Summary of Pertinent Information" attached to this Report, page 10, section 11, paragraphs d and e.

12. Highway design, construction, and maintenance—This standard requires every state, in cooperation with county and local governments, to establish a program of highway design, construction, and maintenance to

improve highway safety. Iowa meets the requirements of this standard, but further administrative action is suggested by the federal government. See "Summary of Pertinent Information" attached to this Report, page 11, paragraph c, subsections 1, 2, 3, 4, 5, and 6.

13. Traffic control devices—This standard requires each state, in cooperation with its county and local government, to establish a program relating to the use of traffic control devices and other traffic engineering measures to reduce traffic accidents. Iowa generally meets the requirements of this standard, but further legislative action is required. See "Summary of Pertinent Information" attached to this Report, page 12, section 13, paragraph d, subsections 1 and 2, and paragraph e.

14. Pedestrian safety—This standard requires each state to establish a program to insure the safety of pedestrians of all ages. Iowa meets the requirements of this standard. See "Summary of Pertinent Information" attached to this Report, pages 12 and 13, section 14, paragraphs d and e, subsections 1 and 2.

15. Police traffic services—This standard requires each state to establish a program to insure efficient and effective police services utilizing traffic patrols. Iowa meets the requirements of this standard. See "Summary of Pertinent Information" attached to this Report, page 13, section 15, paragraph e.

16. Debris hazard control and cleanup—This standard requires each state to establish a program to provide for rapid, orderly, and safe removal from the roadway of wreckage, spillage, and debris resulting from motor vehicle accidents. Iowa meets some requirements of this standard, but further administrative action is needed. See "Summary of Pertinent Information" attached to this Report, page 14, paragraph e.

The federal Act requires that the Governor of the State be responsible for administration of the program. The Office for Planning and Programming has worked with state and federal officials to plan Iowa's implementation of the safety standards, and has filed required federal reports.

It appears that there is no positive federal requirement for immediate legislation to implement the safety standards. The states must show progress in moving toward compliance with the standards. According to Mr. Darrel L. Grice, a penalty has been threatened only when a state appeared to be regressing in its compliance with safety standards. Mr. Grice has recommended legislation to implement standards one, six, seven, eight, and eleven.

Further details concerning the legislative and administrative actions recommended by the federal government are included in the Summary of Information on the Highway Safety Act prepared by the Legislative Service Bureau. A copy of the summary is attached to and by reference made a part of this Report.

Based on the information available to the Committee, it appears that standard number one, relating to periodic motor vehicle inspection, is considered a matter of paramount importance by federal officials. A number of proposals have been introduced in the General Assembly to authorize periodic motor vehicle inspections, either by state-operated inspection stations or by privately-operated inspection stations licensed by the state. In an appearance before this Committee, RCA Service Company presented a summary of its proposal for building and operating a network of inspection stations, under contract with the state. RCA Service Company also offered to conduct a study of the state to determine the volume of vehicles to be inspected, numbers and locations of needed inspection stations, and required fees for providing inspection services. Such a study would be

conducted without charge to the state. Because of considerable interest in the RCA Service Company plan for periodic motor vehicle inspection, this Committee recommends that the General Assembly adopt a Resolution authorizing RCA Service Company to conduct such a study without charge to the state. A proposed Resolution is attached to and by reference made a part of this Report.

The Legislative Service Bureau has prepared and distributed to Committee members the following materials:

1. Summary of Pertinent Information on the three federal Acts.
2. Copies of the Highway Safety Act of 1966, the Highway Beautification Act of 1965, and the highway relocation assistance portions of the Federal-Aid Highway Act of 1968.
3. Copies of Iowa Code chapter 306B, sections 319.10 through 319.13, inclusive, and section 313.67 which authorize and require compliance with portions of the Highway Beautification Act of 1965.
4. Copies of pending bills relating to highway safety.

The Service Bureau also transmitted to Committee members copies of pamphlets and materials distributed by the Iowa Department of Public Safety describing the National Uniform Standards for State Highway Safety Programs, and a memorandum prepared by the Office for Planning and Programming relating to highway safety legislation.

These materials, as well as the minutes of all Committee meetings, are available in the Legislative Service Bureau office.

HOUSE CONCURRENT RESOLUTION

By

HOUSE CONCURRENT RESOLUTION

WHEREAS, the federal Highway Safety Act of 1966 requires each State to have a highway safety program in accordance with uniform standards promulgated by the Secretary of Transportation, and Iowa does not comply with the uniform standard which requires each State to have a program of periodic motor vehicle inspection; and

WHEREAS, the Highway Programs Study Committee established by the First Session of the Sixty-third General Assembly has studied the subject of state-wide periodic motor vehicle inspection, and has consulted with a representative of RCA Service Company, which offers to provide, under contract with the State of Iowa, a state-wide program for periodic motor vehicle inspection which is designed to inform motorists of defects but not to offer repair service; and

WHEREAS, RCA Service Company offers to conduct, without charge to the State of Iowa, a study to determine the number of vehicle inspection stations needed, desirable locations for the stations, and, based on these determinations, the cost of the inspection program offered by RCA Service Company; NOW THEREFORE

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE SENATE CONCURRING, that RCA Service Company is requested to conduct, without charge to the State of Iowa, a study to determine the number of vehicle inspection stations needed in Iowa, desirable locations for the stations, and, based on these determinations, the cost of the inspection program offered by RCA Service Company, both in terms of total contract cost to the State, and of necessary inspection fees to be paid by the vehicle owner in order to recover the State's cost, and

BE IT FURTHER RESOLVED that RCA Service Company is requested to report the results of its study to the Legislative Council and the First Session of the Sixty-fourth General Assembly.

SENATE FILE

By

Passed Senate, Date Passed House, Date

Vote: Ayes Nays Vote: Ayes Nays

Approved

A BILL FOR

1 An Act relating to traffic-control devices.

2 *Be It Enacted by the General Assembly of the State of Iowa:*

3 Section 1. Section three hundred twenty-one point two
4 hundred fifty-five (321.255), Code 1966, is hereby amended
5 by adding thereto the following:

6 "The state highway commission shall enforce the provisions
7 of this section, and if the commission finds that a traffic-
8 control device erected by a political subdivision does not
9 conform to specifications, the commission shall give notice
10 to the governing body of that political subdivision that the
11 device must be replaced. If the nonconforming device is not
12 replaced within a reasonable time, the commission may replace
13 the device and bill the political subdivision for the expense
14 thereof, or the commission may bring an action in district
15 court to force compliance with this section."

EXPLANATION

This bill will place responsibility with the state highway commission to see that the entire state has uniform traffic-control devices.

NOTE: The enclosed bill was drafted as a result of interim joint subcommittee action. It has been drafted for the house represented by the chairman of the subcommittee. However, since this was a joint subcommittee effort, it may be desired that the bill be prepared as a companion bill. It would first seem appropriate that the respective committees' full membership approve the bill before the companion is prepared. You may wish to confer with your counterpart in the other house in regard to this matter. It would seem that it would not make much difference as to whether or not the bill has been drawn as a Senate or House bill for either committee to study it on its merits. If and when it is decided to make the bill a companion bill, please contact the Legislative Service Bureau so that appropriate changes can be made for introduction.

SUMMARY OF PERTINENT INFORMATION ON
FEDERAL HIGHWAY SAFETY ACT OF 1966, FEDERAL HIGHWAY
BEAUTIFICATION ACT OF 1963, AND RELOCATION
AND ASSISTANCE PROVISIONS OF FEDERAL
HIGHWAY ACT OF 1968

Prepared by the Iowa Legislative Service Bureau for the members
of the legislative Highway Programs Study Committee

House Concurrent Resolution 27, passed by the first session of the Sixty-third General Assembly, authorizes the Iowa Legislative Council to conduct a legislative study to determine the most effective and practicable methods of achieving compliance by the State of Iowa with the Federal Highway Safety Act of 1966, the Federal Highway Beautification Act of 1963, and the relocation and assistance provisions of the Federal Highway Act of 1968.

The basic purposes of the study are, (1) to ascertain in what respects the state is now in compliance with the three designated federal highway statutes, and (2) to recommend legislation that would ensure full compliance with applicable federal standards in those areas in which compliance has not already been achieved.

The following outline is intended to summarize the purpose of each of the three federal acts to which reference was previously made, and to identify the major requirements of each and the extent to which Iowa is presently in compliance with each of these requirements.

I. Federal Highway Safety Act of 1966.

A. The Federal Highway Safety Act is designed to achieve safer highways by setting up a national framework for cooperative, coordinated federal, state, and local traffic management programs, to be accomplished "through promulgation of Uniform National Highway Safety Standards." The Secretary of Transportation is empowered to issue guidelines with which the states are expected to comply if they desire federal funds to implement their highway safety programs.

B. Cost and Penalty.

The federal government will provide funds equal to whatever the state appropriates for each new or expanded program required by federal standards, provided the previous level of combined state and local spending for highway safety is not reduced. Failure to comply could mean the loss of 10 percent of all federal highway funds normally allocated to the state.

C. Federal requirements and Iowa's compliance.

The secretary of transportation has set forth a program of sixteen safety standards, designed to reduce traffic accidents and maintain safe public highways, with which the states are expected to comply by December 30, 1969.

Iowa presented its safety program, compiled by the Officer of Planning and Programming, to the Director of the Highway Safety Programs office last spring. On May 20, 1969, Donald E. Trull, Director of Highway Safety Programs, sent to Iowa Commissioner of Public Safety, Jack M. Fulton, an evaluation summary of Iowa's program. Comments relative to particular standards are included in the following outline.

1. Periodic motor vehicle inspection.

a. Purpose.

"To increase, through periodic vehicle inspection, the likelihood that every vehicle operated on the public highways is properly equipped and is being maintained in reasonably safe working order . . . , thereby reducing the number of vehicle equipment failures which cause or contribute to accidents, or increase the severity of those accidents which do occur."

b. Iowa compliance.

Currently we do not comply with this standard. We have volunteer motor vehicle inspection, and we also allow our cities and towns to establish by ordinance a motor vehicle inspection. "All cities and towns shall have the power to acquire, establish, erect, equip, operate, and maintain motor vehicle testing stations therein and to pay for the same out of the allocations from the public safety fund."—Section 821.288, Code of Iowa (1966).

c. Federal comments on Iowa's proposed plan.

"The state does not meet the requirements of this standard. Iowa does not have a periodic motor vehicle inspection program. Legislation for such a program was not passed in the 1967 legislature. The state planned to introduce a periodic inspection bill in the 1969 session. Future plans are vague and will require clarification."

- d. Legislation needed to ensure full compliance.
Establishment of a state-wide motor vehicle inspection system, operated either by the state or privately with state authorization, but requiring that all motor vehicles, trucks, motorcycles, etc., be periodically inspected to ensure that they are in safe operating condition. There has been legislation introduced in previous sessions attempting to establish a state-wide inspection law. See Senate File 300, of the 62nd General Assembly, an Act relating to motor vehicle inspection, House File 493, of the 61st General Assembly, an Act relating to semiannual inspections of motor vehicles, Senate File 496, introduced first session 63rd General Assembly, an Act to require annual inspection of motor vehicles, and House File 704, introduced first session 63rd General Assembly, an Act relating to motor vehicle inspection.
 - e. Administrative action needed to ensure full compliance.
None.
2. Motor Vehicle Registration.
- a. Purpose.
To identify and describe each vehicle and its owner, and to link their experiences with the information contained in the license, accident, highway, and other data files related to highway safety.
 - b. Iowa compliance.
At this time our vehicle registration system is adequate in comparison with the standard.
 - c. Federal comments on Iowa's proposed plan.
"The state generally meets the requirements of this standard. Iowa's registration procedure results in the acquisition of the required information. The manual information system used does not meet the standard requirements, but the state has plans to develop an electronic data processing system for vehicle registration."
 - d. Legislation needed to ensure full compliance.
At present none.
 - e. Administrative action needed to ensure full compliance.
None.
3. Motorcycle safety.
- a. Purpose.
To provide for safe operation of motorcycles on public roadways, with safe and proficient operators, properly maintained vehicles, and adequate administrative supervision and regulation.
 - b. Iowa compliance.
Iowa complies partially with licensing requirements, and has a voluntary operator's information course.
 - c. Federal comments on Iowa's proposed plan.
"While the Iowa program is currently minimal, current activities plus proposed legislation, if fully adopted, will provide for full implementation of this standard. The plan presented in this standard is a promising one for both cyclists and auto drivers."
 - d. Legislation needed to ensure full compliance.
(1) Provide for an instruction or learner's permit for persons desiring to obtain a license to operate a motorcycle.

- (2) Develop and formulate standards and requirements both for motorcycles and persons operating them.
- e. Administrative action needed to ensure full compliance. Establish a course either in driver education or through voluntary groups, clubs, etc., for some instruction on the safe operation of a motorcycle.
4. Driver education.
- a. Purpose.
To develop safe and efficient drivers who understand the essential facets of traffic safety programs and who participate in the traffic environment in a manner that enhances the effectiveness of such programs.
- b. Iowa compliance.
Iowa currently meets the requirement for driver education programs. "Every public school district in Iowa shall offer or make available to all students residing in the school district an approved course in driver education."—Section 821.177, Code of Iowa (1966).
- c. Federal comments on Iowa's proposed plan.
"Iowa's program substantially meets the standard requirements."
- d. Legislation needed to ensure full compliance.
None.
- e. Administrative action needed to ensure full compliance.
None.
5. Driver's licensing.
- a. Purpose.
To make certain that all persons who desire to operate a motor vehicle are competent, capable, and qualified to drive on the public roads.
- b. Iowa compliance.
Iowa currently is meeting the federal requirements in regard to this standard.
- c. Federal comments on Iowa's proposed plan.
"Iowa substantially meets the standard requirements. The comprehensive review submitted by the state establishes a time frame for remedial development, but does not establish priorities. No information was provided concerning the extent to which driving without a license occurs."
- d. Legislation needed to ensure full compliance.
None. (Note: The following suggestions have been offered by the Office of Planning and Programming. The Committee took no action on these recommendations, because they are not required by the federal government.)
- (1) Periodic reexamination of persons desiring to renew their license, to include written and driving test.
- (2) Placing the licensee's picture on license to aid in identification.
- (3) Strict enforcement of laws relating to license suspension.
- e. Administrative action needed to ensure full compliance.
None.
6. Codes and laws.
- a. Purpose.
To achieve uniform traffic safety regulations throughout the nation.
- b. Iowa compliance.
Iowa's "Rules of the Road" as traffic regulations are for the

most part uniform throughout the state. There are a few exceptions such as city ordinances establishing local speed limits or banning parking.

c. Federal comments on Iowa's proposed plan.

"The state's program does not conform to the requirements of this standard. Iowa reported that 'Rules of the Road' are uniform throughout the state, and that local ordinances may not conflict with state laws. Although recognizing the need for compatibility with the Uniform Vehicle Code, no indication was given as to when the first steps in implementing this standard would be taken."

Iowa has not conducted a comprehensive study of its traffic laws and ordinances; moreover, the state does not have a permanent highway safety study committee to execute periodic overviews of the Iowa traffic laws and to offer official recommendations for legislative action." (NOTE: Iowa now has a permanent safety study committee, appointed by Governor Ray. See appendix for membership on this committee.)

d. Legislation needed to ensure full compliance.

To realign Iowa's traffic laws so as to attempt to make them uniform with the other fifty states it will be necessary to place the responsibility with a specific agency or individual, such as the Governor or Safety Commissioner, to work with the other states designated officials in this area.

e. Administrative action needed to ensure full compliance.

A study of the Uniform Vehicle Code could be made by the Department of Public Safety.

7. Traffic Court.

a. Purpose.

To assure prompt and impartial adjudication of proceedings involving alleged violations of traffic laws.

b. Iowa compliance.

The state partially meets this standard; however, there are two things the federal government would like to see accomplished, as noted in the following paragraph.

c. Federal comments on Iowa's proposed plan.

"Iowa partially meets the standard requirements. The state should seek legislation to provide for the elimination of the 'fee' features of some courts. Better methods of supervision, and the development and distribution of a procedural manual will contribute greatly to progress toward meeting the standard requirement."

d. Legislation needed to ensure full compliance.

(1) Abolish the fee system, under which a judge retains a portion of the fine or costs which he assesses against a traffic violator who pleads guilty or is convicted in the judge's court.

(2) Provide administrative personnel from some agency or body to inspect the operation of the lower court system in regard to procedure and workload and provide written material by way of manuals and guidelines to achieve uniformity throughout the state.

e. Administrative action needed to ensure full compliance.

None.

8. Alcohol in relation to highway safety.

a. Purpose.

(1) To provide accurate information on the extent to which

- the immoderate use of alcohol is a factor in highway accidents, to serve as the basis both for resource allocations and for determining the effects of counter-measures.
- (2) To broaden the scope and number of state wide activities directed toward reducing highway crashes arising in whole or part from persons driving under the influence of alcohol.
- b. Iowa compliance.
 - (1) Implied consent law.
 - (2) Providing chemical tests for drivers and upon the bodies of drivers suspected of drunken driving. (H.F. 207, 63rd General Assembly)
 - c. Federal comments on Iowa's plan for compliance.

"The state is partially in compliance with the requirements of this standard. Iowa has an implied consent law, but has no chemical test law which establishes the blood alcohol concentration level to define a violation or create a presumption." (NOTE: H.F. 207, passed by the first session of the 63rd General Assembly, establishes 0.10% concentration of alcohol in the blood of any person as evidence that the person is under the influence of alcohol, and therefore legally disqualified to operate a motor vehicle.)
 - d. Legislation needed to ensure full compliance.

None.
 - e. Administrative action needed to ensure full compliance.

None.
9. Identification and surveillance of accident locations.
 - a. Purpose.

Promote systematic analysis of the losses experienced in motor vehicle accidents, and thereby assist highway engineers and law enforcement and other safety program officials in focusing available resources upon corrective measures with highest priorities and most likelihood of producing significant improvements.
 - b. Iowa compliance.

Iowa has a program for identifying accident locations and for maintaining surveillance of those locations having high accident rates or losses. This is done through the Iowa Highway Patrol, Highway Commission, and the various county and city police departments.
 - c. Federal comments on Iowa's proposed plan.

"The Iowa program is at least partially responsive to this standard. The present status of the state is difficult to determine, but the state recognizes its deficiencies and has developed a program to meet the standard requirements which is too indefinite as far as specific programming to accomplish full implementation. Not included in their planned activities was a systematic program for correcting high accident locations."
 - d. Legislation needed to ensure full compliance.
 - (1) A state-wide system operating in the Department of Public Safety for pinpointing high accident locations on secondary roads and urban streets. This information would be available to the Highway Commission

and others when proposing new roads or remodeling old ones.

- (2) A state-wide traffic record system.
 - e. Administrative action needed to ensure full compliance.
 - (1) Guidelines should be provided from state to local political subdivisions for appropriate methods of maintaining accident records.
 - (2) Analytical teams from the Department of Public Safety should be established to review high accident rate locations on the primary highway system, and on all other systems upon request.
 - (3) The Iowa State Highway Commission should increase its traffic engineering staff in order that complete before-and-after accident studies can be completed at all locations where spot or major improvements have been accomplished.
10. Traffic Records.
- a. Purpose.

To provide appropriate data on traffic accidents, drivers, motor vehicles, and roadways so that such data will be available for planning and implementing at state and local levels.
 - b. Iowa compliance.

The Department of Public Safety has a traffic information system which provides for the collection, processing, storage, analysis, and dissemination of appropriate data on drivers, accidents, motor vehicles, and roadways. The Federal Highway Administration has earmarked \$844,675 to the state for establishment of a total traffic records system. Officials said \$271,551 will be obligated now with the balance—\$573,223—to be suspended pending availability of fiscal 1970 funds.
 - c. Federal comments on Iowa's proposed plan.

"The submission is complete insofar as the standard is concerned indicating what is now available and the plans to improve the data gathering system so that it can be used in the decision making process."
 - d. Legislation needed to ensure full compliance.

None.
 - e. Administrative action needed to ensure full compliance.

None.
11. Emergency Medical Services (E.M.S.).
- a. Purpose.

To insure that victims of traffic accidents receive prompt and adequate emergency care.
 - b. Iowa compliance.
 - (1) Placing twenty-five emergency vehicles in counties and cities which are in need of them.
 - (2) Legislation is pending which would regulate emergency vehicles, equipment, drivers, and attendants. (House File 574 by Representative Pelton and House File 402 by Representative Mezvinsky, both bills were introduced first session of the 63rd General Assembly.)
 - c. Federal comments on Iowa's proposed plan.

"Iowa's program is partially in conformance with the requirements of this standard. The state has made, without

federal assistance, two in-depth studies of its ambulance service, and the information is available to aid in planning. Their plans do not, however, include training and licensing of dispatchers and rescue vehicle operators."

d. Legislation needed to ensure full compliance.

(1) A supporting E.M.S. coordinator and staff assistants either in a separate agency or in an existing state department.

(2) Training and licensing of E.M.S. personnel and equipment. (Legislation now pending, H.F. 574 and H.F. 402.)

e. Administrative action needed to ensure full compliance.

(1) Training programs for personnel involved in traffic control, construction, or maintenance.

12. Highway Design, Construction and Maintenance.

a. Purpose.

To assure that existing streets and highways are maintained in a condition that promotes safety; that capital improvements either to modernize existing roads as to provide new facilities meet approved safety standards; and to ensure appropriate precautions are taken to protect passing motorists as well as highway workers from accident involvement at highway construction sites.

b. Iowa's compliance.

The state's regular standing program of highway design, construction, and maintenance is deemed adequate to improve highway safety. The authority for establishment, design, construction and maintenance rests with the respective government agencies having jurisdiction of the various highways, roads, and streets.

c. Action suggested by the federal government, but not required.

(1) Guidelines and standards should be established for design criteria for urban streets which would include safety features for motorists, for pedestrians and occupants of out-of-control vehicles that leave the roadway.

(2) A revised lighting priority list for primary highway junctions should be established.

(3) A statewide, all systems, skid resistance testing program should be established.

(4) Training programs for personnel involved in traffic control, construction or maintenance.

(5) Reevaluate Iowa railroad crossing formula, so as to include accident history.

(6) Establish a design review team that will review all new construction, at least on our primary highway system, and to provide recommendations for future design.

13. Traffic control devices.

a. Purpose.

To assure the full and proper application of modern traffic engineering practice and uniform standards for traffic control devices in reducing the likelihood and severity of traffic accidents.

b. Iowa compliance.

The state has a program relating to the use of traffic

control devices and other traffic engineering measures. The authority for placement of traffic control devices on primary highways rests with the Iowa Highway Commission. Each political subdivision acts independently in establishing its own program on traffic control devices.

c. Federal comments on Iowa's proposed plan.

"The state's program indicates substantial conformance with the requirements of this standard. Current and planned activities appear adequate for a comprehensive state-wide plan."

d. Legislation needed to ensure full compliance.

(1) Section 321.255, Code of Iowa (1966), should be changed to stipulate responsibility for elimination of nonuniform traffic control devices.

(2) A state-wide, all systems, traffic control device needs and deficiency study and inventory should be considered.

e. Administrative action needed to ensure full compliance.

A state-wide continual systematic inventory, which includes engineering and traffic investigations, should be considered for use in establishing speed limits on the primary highway system.

14. Pedestrian safety.

a. Purpose.

To emphasize the need to recognize pedestrian safety as an integral, constant, and important element in community planning and all aspects of highway transportation.

b. Iowa compliance.

The state has a pedestrian safety program with responsibility distributed through the Department of Public Safety, Department of Public Health, and various local agencies.

c. Federal comments on Iowa's proposed plan.

"Iowa is only minimally responsive to the standard. There are some elements of the program for which no action is reported, or no need recognized. A generalized time schedule and some financial data is included. There is an on-going program of contacts and discussion between state and local officials. No plans were reported for land use plans review, driver familiarization with pedestrian problems, or protection of children at play."

d. Legislation needed to ensure full compliance.

None.

e. Administrative action needed to ensure full compliance.

(1) An in-depth study of the pedestrian safety problem, program resources, objectives, responsibilities, and program effectiveness.

(2) Stricter enforcement of jaywalking laws.

(3) Implementation of K-12 safety curriculum in local school districts. This is a new and updated course in pedestrian and motor safety made available by the federal government.

15. Police Traffic Service.

a. Purpose.

To reduce the deaths and injuries by improving police traffic service in all aspects of accidents prevention programs and police traffic supervision, with post-accident procedures to aid

crash victims and to bring those responsible for the accidents to justice.

b. Iowa compliance.

Iowa has a state police traffic service existing within the Iowa Highway Patrol, in addition to traffic control activities of local political subdivisions.

c. Federal comments on Iowa's proposed plan.

"Iowa's program is partially in conformance with the requirements of this standard. The state and some of the political subdivisions are implementing some of the standard requirements. Deficiencies have been identified; however, no priorities or time schedule have been indicated."

d. Legislation needed to ensure full compliance.

None.

e. Administrative action needed to ensure full compliance.

None.

16. Debris hazard control and cleanup.

a. Purpose.

Prompt restoration of the scene of a traffic accident to a safe condition, to remove the additional hazards at such locations, to relieve congestion, and to assure resumption of normal traffic flow.

b. Iowa compliance.

Maximum effectiveness of the Iowa accident cleanup functions ultimately requires full cooperation and coordination among a broad variety of public and private agencies, services, and organizations. At present Iowa is meeting this requirement.

c. Federal comments on Iowa's proposed plan.

"The state's program is in partial conformance with the requirements of the standard. First stage planning is underway. Full implementation is five years off."

d. Legislation needed to ensure full compliance.

None.

e. Administrative action needed to ensure full compliance.

Develop standards and criteria of performance relative to organization, operation, performance, personnel, and training.

(NOTE: The Office of Planning and Programming has done considerable work on the Federal Highway Safety Act in regard to Iowa's compliance. It has indicated to the Legislative Service Bureau that standards one, three, six, seven, and eight are considered the most important by the federal government, which would like to see some action taken with respect to full compliance on these standards by January 1, 1970.)

II. Federal Beautification Act of 1965.

A. Purpose.

The Highway Beautification Act is intended to promote scenic development and beautification of the federal-aid highway systems, through establishment of regulations controlling:

1. Outdoor advertising on the interstate and primary highway systems.
2. Junkyards.
3. Landscaping and roadside development.

B. Costs.

75% federal, 25% state matching is provided in the advertising and junkyard sections of the Act. In addition a penalty of 10% reduction in the total federal aid funds normally allocated to the state could be assessed, if Iowa fails to comply with both regulations.

- C. Iowa compliance.
 1. Chapter 306B, Code of Iowa (1966), controls advertising on the interstate system, but does not pertain to the primary highway system. Sections 319.10, 319.11, and 319.12 regulate advertising on primary roads and there is some concern as to their conformance with federal regulations.
 2. Section 313.67, Code of Iowa (1966), creates a primary road scenic and improvement fund.
 - D. Legislation needed to ensure full compliance.
 1. Check Code on primary road advertising to determine if it is adequate.
 2. Formulate and enact laws regulating junkyards.
 - E. Administrative action needed to ensure full compliance.
None.
- III. Relocation and Assistance.
- A. Purpose.
To provide relocation payments and advisory assistance to all persons displaced by highway programs, in accordance with the provisions set forth in the relocation and assistance section of the Federal Highway Act of 1968.
 - B. Iowa's compliance.
There is legislation pending that would implement this program. Senate File 684 by Committee on Transportation would provide assistance payments to those persons displaced by highway relocations. Also a copy of the Iowa Highway Commission's proposed bill to implement this program is attached.
 - C. Legislation needed to ensure full compliance.
At this point, passage of S.F. 684. However, there is some concern on the part of the Highway Commission that old condemnation laws might conflict with S.F. 684.
 - D. Administrative action needed to ensure full compliance.
None.

APPENDIX

1. Senate File 300 by Reichardt and Denman
Introduced 62nd General Assembly
2. House File 493 by Resnick
Introduced 61st General Assembly
3. Senate File 496 by Erskine (Peterson and Koch)
Introduced 1st Session, 63rd General Assembly
4. House File 704 by Bergman
Introduced 1st Session, 63rd General Assembly
5. House File 402 by Mezvinsky
Introduced 1st Session, 63rd General Assembly
6. House File 574 by Pelton
Introduced 1st Session, 63rd General Assembly
7. Chapter 306B, Code of Iowa (1966), Outdoor Advertising Along Interstate Highways
8. Section 313.67, Code of Iowa (1966), Scenic and Improvement Fund
9. Sections 319.10, 319.11, and 319.13, Code of Iowa (1966), Obstructions in Highways
10. Senate File 684 by Committee on Transportation
Introduced 1st Session, 63rd General Assembly
11. Senate File 518 by Potgeter, Stanley, Walsh, Lange, Sullivan, Stephens, and Kosek
Introduced 1st Session, 63rd General Assembly

12. Iowa State Highway Commission Bill as submitted to the House and Senate Transportation Committee
13. Membership of State Highway Safety Committee appointed by Governor Ray

REPRESENTATIVE DEWEY GOODE, Chairman
 SENATOR VERNON H. KYHL, Vice Chairman
 SENATOR ALDEN J. ERSKINE
 SENATOR FLOYD GILLEY
 SENATOR WILLIAM J. REICHARDT
 SENATOR ROBERT R. RIGLER
 REPRESENTATIVE EDGAR J. KOCH
 REPRESENTATIVE ELDON L. STROBURG
 REPRESENTATIVE RICHARD WELDEN

REPORTS OF COMMITTEES

Senator Balloun submitted the following report:

MR. PRESIDENT: Your committee on conservation and recreation, to which was referred **Senate File 588**, a bill for an act relating to boating on artificial lakes and impoundments, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

CHARLES F. BALLOUN, Chairman

Ordered passed on file.

Senator Lamborn submitted the following reports:

MR. PRESIDENT: Your committee on transportation, to which was referred **House File 56**, a bill for an act to prohibit the discharge of sewage or certain other wastes into open ditches along the right-of-way of any highway or public road, begs leave to report it has had the same under consideration and recommends the same **do pass**.

CLIFTON C. LAMBORN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on transportation, to which was referred **House File 352**, a bill for an act relating to the use of studded tires, begs leave to report it has had the same under consideration and recommends the same **do pass**.

CLIFTON C. LAMBORN, Chairman

Ordered passed on file.

*Denotes a unanimous committee vote.

AMENDMENTS FILED

- 1 Amend Senate File 256 as follows:
- 2 1. By striking in page ten (10), section twenty-four (24),
- 3 line twenty-nine (29), the word "legitimated" and inserting in
- 4 lieu thereof the word "legitimized".
- 5 2. By striking in page ten (10), section twenty-five (25),
- 6 line thirty-five (35), the word "legitimation" and inserting
- 7 in lieu thereof the word "legitimization".

LEE H. GAUDINEER, JR.

- 1 Amend Senate File 533, page 1, as follows:
 2 1. By striking the “,” after the word “reward” in line
 3 10 and inserting in lieu thereof the word “or”.
 4 2. Further amend lines 10 and 11 by striking the following:
 5 “, or gratis”.

LUCAS J. DeKOSTER

- 1 Amend Senate File 533 as follows:
 2 1. By inserting in page 2, line 33, after the word “profession”
 3 the following “and his employees while acting in his behalf”.
 4 2. By adding in page 3, following line 12, the following new
 5 subsections:
 6 a. “Any individual practicing accounting and his employees while
 7 acting within the scope of his employment.”
 8 b. “Any public official and public employee while acting within the
 9 scope of his public employment.”

LEE H. GAUDINEER, JR.
 WILLIAM F. DENMAN
 JOHN MOWRY

- 1 Amend Senate File 533 as follows:
 2 1. By inserting in page 3, line 9, after the word
 3 “interstate” the words “or intrastate”.
 4 2. By adding after page 3, line 12, a new subsection:
 5 “Any priest, minister or rabbi who is ordained by his
 6 denomination to administer the sacraments of his church
 7 and who is authorized by the statutes of Iowa to marry
 8 and bury people.”

JOHN L. MOWRY
 WILLIAM F. DENMAN
 CHARLES K. SULLIVAN

- 1 Amend House Joint Resolution 6 as follows:
 2 1. Amend page 2, line 25, by striking the words “and the
 3 following” and by striking lines 26 through 32.
 4 2. Amend page 2, line 34, by striking the words “and the”
 5 and by striking line 35.
 6 3. Further amend House Joint Resolution 6, page 3, by
 7 striking lines 1, 2, 3 and 4.

ALAN SHIRLEY
 MINNETTE DODERER

- 1 Amend House Joint Resolution 6 as follows:
 2 Amend House Joint Resolution 6, page 3, line 2, by
 3 adding after the word “election” the words “or appointment” and by
 4 striking the words “by the people” in line 2 of page 3, thereof.

ALAN SHIRLEY
 MINNETTE DODERER

- 1 Amend House Joint Resolution 6, as amended and passed by the
 2 House, as follows:
 3 1. By striking all after the resolving clause and inserting
 4 in lieu thereof the following:
 5 “Section 1. The following amendments to the Constitution
 6 of the State of Iowa are hereby proposed.
 7 Amendment 1. Effective June first of the year one thousand
 8 nine hundred seventy-four, section two (2) of Article four

9 (IV) of the Constitution of the State of Iowa is hereby re-
10 pealed and the following adopted in lieu thereof:

11 'Beginning in the year one thousand nine hundred seventy-
12 four, the Governor and Lieutenant Governor shall be elected
13 jointly and one vote shall be cast by the qualified electors
14 in the general election for both in such manner as shall be
15 provided by law. Nominations for Lieutenant Governor shall
16 be made by some method other than a direct vote of the elec-
17 torate as shall be provided by law.'

18 Effective June first of the year one thousand nine hundred
19 seventy-four, section three (3) of Article four (IV) of the
20 Constitution of the State of Iowa is hereby repealed and the
21 following adopted in lieu thereof:

22 'Sec. 3. The returns of every election for Governor and
23 Lieutenant Governor shall be sealed and transmitted to the
24 seat of government of the state, directed to the Speaker of
25 the House of Representatives who shall open and publish them
26 in the presence of both Houses of the General Assembly.'

27 Effective June first of the year one thousand nine hundred
28 seventy-four, section four (4) of Article four (IV) of the
29 Constitution of the State of Iowa, including the amendment
30 thereto adopted in the year nineteen hundred fifty-two, is
31 hereby repealed and the following adopted in lieu thereof:

32 'Sec. 4. The two persons of one pair of candidates having
33 the highest number of votes for Governor and Lieutenant Gover-
34 nor shall be declared duly elected. In case two or more pairs
35 of two candidates shall have an equal and the highest number
36 of votes for Governor and Lieutenant Governor, the General
37 Assembly, shall by joint vote forthwith proceed to elect one
38 of said pair of two persons as Governor and Lieutenant Gover-
39 nor.

40 If, upon the completion of the canvass of votes for Gover-
41 nor and Lieutenant Governor by the General Assembly, it shall
42 appear that the person who received the highest number of
43 votes for Governor has since died, resigned, is unable to
44 qualify, fails to qualify, or for any other reason is unable
45 to assume the duties of the office of Governor for the ensu-
46 ing term, the powers and duties of the office shall devolve
47 upon the person who received the highest number of votes for
48 Lieutenant Governor until the disability is removed, and upon
49 inauguration, he shall assume the powers and duties of Gover-
50 nor.'

51 Effective June first of the year nineteen hundred seventy-
52 four, section five (5) of Article four (IV) of the Constitu-
53 tion of the State of Iowa is hereby repealed and the follow-
54 ing adopted in lieu thereof:

55 'Sec. 5. Contested elections for Governor and Lieutenant
56 Governor shall be determined by the General Assembly as pro-
57 vided by law.'

58 Amendment 2. Effective June first of the year nineteen
59 hundred seventy-four, section fifteen (15) of Article four
60 (IV) of the Constitution of the State of Iowa is hereby re-
61 pealed and the following adopted in lieu thereof:

62 'Sec. 15. The official term of the Governor and the Lieu-
63 tenant Governor shall commence on the second Monday of January
64 next after their election. The Governor and Lieutenant Gover-
65 nor shall hold their offices for four years from the second

66 Monday in January after election and until their successors
67 are elected and qualified. The Lieutenant Governor, while
68 acting as Governor, shall receive the same pay as provided
69 for Governor. The compensation and allowances for expenses
70 for the office of Lieutenant Governor shall be otherwise
71 fixed by law.'

72 Amendment 3. Effective June first of the year nineteen
73 hundred seventy-four, section eighteen (18) of Article four
74 (IV) of the Constitution of the State of Iowa is hereby re-
75 pealed and the following adopted in lieu thereof:

76 'The person elected Lieutenant Governor shall serve as the
77 Governor's principal executive assistant and his duties shall
78 be prescribed by the Governor.'

79 Effective June first of the year nineteen hundred seventy-
80 four, the amendment adopted in the year one thousand nine
81 hundred fifty-two to section nineteen (19) of Article four
82 (IV) of the Constitution of the State of Iowa is hereby re-
83 pealed and the following adopted in lieu thereof:

84 'If there be a vacancy in the office of Governor, and the
85 Lieutenant Governor shall by reason of death, impeachment,
86 resignation, removal from office, or other disability become
87 incapable of performing the duties pertaining to the office
88 of Governor, the President of the Senate shall act as Gover-
89 nor until the vacancy is filled or the disability removed;
90 and if the President of the Senate, for any of the above
91 causes, shall be incapable of performing the duties pertain-
92 ing to the office of Governor, the same shall devolve upon
93 the Speaker of the House of Representatives; and if the
94 Speaker of the House of Representatives, for any of the above
95 causes, shall be incapable of performing the duties of the
96 office of Governor, the Justices of the Supreme Court shall
97 convene the General Assembly by proclamation and the General
98 Assembly shall organize by the election of a President by
99 the Senate and a Speaker by the House of Representatives.
100 The General Assembly shall thereupon immediately proceed to
101 the election of a Governor and Lieutenant Governor in joint
102 convention.'

103 Effective June first of the year nineteen hundred seventy-
104 four, section seven (7) of Article three (III) of the Con-
105 stitution of the State of Iowa is hereby amended by adding
106 the following thereto:

107 'The Senate shall choose one of its members to preside
108 over the Senate. The presiding officer so chosen shall be
109 designated President of the Senate. The term of office of
110 the President of the Senate and the procedure for choosing
111 such officer shall be fixed by the rules of the Senate.'

112 Amendment 4. Effective June first of the year nineteen
113 hundred seventy-four, section twenty-two (22) of Article
114 four (IV) of the Constitution of the State of Iowa is hereby
115 repealed.

116 Amendment 5. Effective June first of the year nineteen
117 hundred seventy-four, section thirteen (13) of Article five
118 (V) of the Constitution of the State of Iowa is hereby repealed
119 and the following adopted in lieu thereof:

120 'The General Assembly shall provide, by law, for the elec-
121 tion of an Attorney General by the people, whose term of of-
122 fice shall be four years, and until his successor shall have

123 been elected and qualified.'

124 Sec. 2. The foregoing proposed amendments to the Consti-
125 tution of the State of Iowa are hereby referred to the General
126 Assembly to be chosen at the next general election for members
127 of the General Assembly and the Secretary of State is directed
128 to cause the same to be published for three consecutive months
129 previous to the date of said election as provided by law."

130 2. Page 1, by striking the title and inserting in lieu
131 thereof the following:

132 "A Joint Resolution proposing amendments to the Constitution
133 of the State of Iowa relating to the office of the Governor
134 and Lieutenant Governor and other constitutional state offices,
135 and providing for the Senate to elect a presiding officer."

J. HENRY LUCKEN

On motion of Senator Rigler, the Senate adjourned until 9:00
a.m., Thursday, January 15, 1970.

JOURNAL OF THE SENATE

FOURTH DAY

SENATE CHAMBER,
DES MOINES, IOWA, THURSDAY, JANUARY 15, 1970.

The Senate met in regular session, President Jepsen presiding.

Prayer was offered by the Reverend William H. Myers, pastor of the Westminster United Presbyterian Church, Des Moines, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Wednesday, January 14, 1970, was approved.

PETITION

The following petition was presented and placed on file:

By Senator Sullivan, from one hundred thirty-nine residents of Woodbury County favoring the legalizing of bingo in the state of Iowa for fraternal groups, charity organizations and churches.

COMMUNICATION

The following communication was presented:

OFFICE OF THE GOVERNOR
State Capitol
Des Moines, Iowa 50319

January 14, 1970

The Honorable Roger W. Jepsen
Lieutenant Governor of Iowa
Local

Dear Governor Jepsen:

It is my pleasure to submit to the Senate for their consideration the name of Dr. Samuel J. Tuthill of Iowa City, Johnson County, Iowa, for appointment as a member of the Natural Resources Council under the provisions of section 455A.5 of the 1966 Code of Iowa for an unexpired term ending June 30, 1973.

Respectfully yours,
ROBERT D. RAY
Governor

SPECIAL ORDER OF BUSINESS

The time having arrived, the Chair announced the special order of business for the consideration of House Joint Resolution 6.

CONSIDERATION OF JOINT RESOLUTION

House Joint Resolution 6

On motion of Senator Mogged, House Joint Resolution 6, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the terms of office of elected state officials, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Conklin offered the following amendment:

- 1 Amend House Joint Resolution 6 as follows:
 2 1. By striking from page two (2), lines twenty-four (24)
 3 through thirty-two (32), inclusive.
 4 2. By inserting on page three (3), following line four (4),
 5 the following:
 6 "Sec. 2. The following amendment to the Constitution of the
 7 State of Iowa is proposed for the election and terms of the
 8 state officers beginning with the general election in the year
 9 nineteen hundred seventy-six:
 10 Section twenty-two (22) of Article four (IV) of the Consti-
 11 tution of the State of Iowa is repealed and the following adopted
 12 in lieu thereof:
 13 Sec. 22. A Secretary of State, an Auditor of State, and a
 14 Treasurer of State shall be elected by the qualified electors
 15 at the same time that members of the general assembly are elected
 16 and for a four-year term commencing on the first day of January
 17 next after their election, and they shall perform such duties as
 18 may be provided by law."
 19 3. By striking from page three (3), line five (5), the figure
 20 "2" and inserting in lieu thereof the figure "3".

Senator Shirley offered the following amendment to the amend-
 ment and moved its adoption:

Amend House Joint Resolution 6 as follows:

Amend the Conklin amendment by striking everything after
 the word "repealed" in line 11 and by striking lines 12 through
 18.

Roll call was requested.

On the question "Shall the amendment to the amendment be
 adopted?" (H.J.R. 6) the vote was:

Ayes, 26:

Arbuckle	Doderer	Neu	Schaben
Brownlee	Frommelt	O'Malley	Shaff
Clarke	Gaudineer	Orr	Shirley
Coleman	Glenn	Palmer	Van Gilst
Davis	Hill	Potgeter	Walsh
Denman	Lucken	Reichardt	Weimer
Dodds	McGill		

Nays, 34:

Anderson	Erskine	Lamborn	Parker
Balloun	Frey	Lange	Potter
Bass	Gilley	Lavery	Rabedeaux
Bortell	Griffin	Messerly	Rigler
Briles	Hougen	Mogged	Smith
Conklin	Keith	Mowry	Stephens
Curran	Klink	Nicholson	Sullivan
DeHart	Kosek	Ollenburg	Thordsen
DeKoster	Kyhl		

Absent or not voting, 1:

Leonard

The amendment to the amendment lost.

Senator Conklin moved the adoption of her amendment and called for a division.

The amendment lost.

Senator Shirley offered the following amendment filed by Senators Shirley and Doderer and moved its adoption:

- 1 Amend House Joint Resolution 6 as follows:
- 2 1. Amend page 2, line 25, by striking the words "and the
- 3 following" and by striking lines 26 through 32.
- 4 2. Amend page 2, line 34, by striking the words "and the"
- 5 and by striking line 35.
- 6 3. Further amend House Joint Resolution 6, page 3, by
- 7 striking lines 1, 2, 3 and 4.

The amendment lost.

Senator Shirley offered the following amendment filed by Senators Shirley and Doderer and moved its adoption:

- 1 Amend House Joint Resolution 6 as follows:
- 2 Amend House Joint Resolution 6, page 3, line 2, by
- 3 adding after the word "election" the words "or appointment" and by
- 4 striking the words "by the people" in line 2 of page 3, thereof.

The amendment lost.

Senator Lucken offered the amendment filed by him on January 14, 1970, and found on pages 96-99, inclusive, of the Senate Journal.

Senator O'Malley took the chair at 10:15 a.m.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File 264, a bill for an act relating to hearings in juvenile court.

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

House File 506, a bill for an act relating to salaries of bailiffs and clerks of the municipal court.

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

House File 619, a bill for an act relating to automatic recorders on scales.
WILLIAM R. KENDRICK, Chief Clerk

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Mogged, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate File 1004.

CHARLES G. MOGGED,
Chairman, Senate Committee
ELIZABETH SHAW,
Chairman, House Committee

Report adopted.

ANNOUNCEMENT OF INVESTIGATING COMMITTEE ON GOVERNOR'S APPOINTMENT

President Jepsen, in accordance with section 2.40, Code 1966, announced the appointment of the following Senators to an investigating committee:

As a member of the Natural Resources Council:

Dr. Samuel J. Tuthill of Iowa City, Johnson County, Iowa, for the unexpired term ending June 30, 1973.

Senator Stephens, Chairman

Senator Conklin

Senator Davis

Senator Doderer

Senator Van Gilst

INTRODUCTION OF BILLS

Senate File 1063, by committee on commerce, a bill for an act relating to the regulation of public utilities.

Read first time and placed on calendar.

Senate File 1064, by committee on commerce, a bill for an act relating to the annual report of the commerce commission.

Read first time and placed on calendar.

Senate File 1065, by committee on commerce (committee on commerce), a bill for an act relating to free passes for common carriers.

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

Senate File 1066, by Senators Mowry and Rigler, a bill for an act legalizing prior judgments and decrees.

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

Senate File 1067, by Senator Erskine (Crabb), a bill for an act relating to the identification of cattle for quarantine purposes for bovine brucellosis eradication.

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

HOUSE MESSAGES CONSIDERED

House File 264, a bill for an act relating to hearings in juvenile court.

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

House File 506, a bill for an act relating to salaries of bailiffs and clerks of the municipal court.

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

House File 619, a bill for an act relating to automatic recorders on scales.

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

President Jepsen took the chair at 10:50 a.m.

DISTINGUISHED GUEST

Senator Mowry rose on a point of personal privilege and presented to the Senate the Honorable William J. Scherle, Congressman from the Seventh Congressional District and former member of the Iowa House of Representatives.

CONSIDERATION OF BILLS

House Joint Resolution 6

The Senate resumed consideration of House Joint Resolution 6 and the Lucken amendment.

Senator Lucken offered the following amendment to his amendment and called for a division of the amendment, sections 1 and 2 to be considered as division 1, and sections 3 and 4 to be considered as division 2:

Amend the Lucken amendment filed January 14, 1970, to House Joint Resolution 6 as follows:

1. Amend line 6, by inserting after the word "proposed"

the following: “, and shall be submitted separately to the electorate”.

2. By inserting after line 123 the following:

“Sec. 2. The General Assembly shall provide by statute for the uninterrupted continuation of the duties and functions of the offices and departments affected by Amendment four (4) and Amendment five (5) of this resolution.”

3. Amend line 124, by striking the numeral “2” and inserting in lieu thereof “3”.

4. Amend line 117 by striking “thirteen (13)” and inserting in lieu thereof “twelve (12)”.

Senator Lucken moved the adoption of division 1 of the amendment to the amendment and called for a division:

Division 1 of the amendment to the amendment was adopted.

On motion of Senator Lucken, division 2 of the amendment to the amendment was adopted.

Senator Lucken moved the adoption of his amendment as amended and requested a roll call.

On the question “Shall the Lucken amendment as amended be adopted?” (H.J.R. 6) the vote was:

Ayes, 29:

Brownlee	Frey	McGill	Schaben
Clarke	Frommelt	Neu	Shirley
Coleman	Gaudineer	O'Malley	Smith
DeHart	Glenn	Orr	Stephens
DeKoster	Hill	Palmer	Van Gilst
Denman	Lamborn	Potgeter	Walsh
Dodds	Lucken	Reichardt	Weimer
Doderer			

Nays, 31:

Anderson	Davis	Lange	Parker
Arbuckle	Erskine	Lavery	Potter
Balloun	Gilley	Leonard	Rabedeaux
Bass	Hougen	Messery	Rigler
Bortell	Keith	Mogged	Shaff
Briles	Klink	Mowry	Sullivan
Conklin	Kosek	Nicholson	Thordsen
Curran	Kyhl	Ollenburg	

Absent or not voting, 1:

Griffin

The amendment as amended lost.

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

House Joint Resolution 6, a joint resolution proposing an amend-

ment to the Constitution of the State of Iowa relating to terms of office of elected state officials.

Be It Resolved by the General Assembly of the State of Iowa:

Section 1. The following amendment to the Constitution of the State of Iowa is proposed for the election and terms of the state officers beginning with the general election in the year nineteen hundred seventy-four (1974):

Section two (2) of Article four (IV) of the Constitution of the State of Iowa is repealed and the following adopted in lieu thereof:

“Sec. 2. The Governor shall be elected by the qualified electors at the time and place of voting for members of the General Assembly, and shall hold his office for four years from the time of his installation, and until his successor is elected and qualifies.”

Section three (3) of Article four (IV) of the Constitution of the State of Iowa is hereby repealed and the following adopted in lieu thereof:

“Sec. 3. There shall be a Lieutenant Governor who shall hold his office for the same term, and be elected at the same time as the Governor. In voting for Governor and Lieutenant Governor, the electors shall designate for whom they vote as Governor, and for whom as Lieutenant Governor. The returns of every election for Governor, and Lieutenant Governor, shall be sealed up and transmitted to the seat of government of the State, directed to the Speaker of the House of Representatives, who shall open and publish them in the presence of both Houses of the General Assembly.”

Section fifteen (15) of Article four (IV) of the Constitution of the State of Iowa is hereby repealed and the following adopted in lieu thereof:

“Sec. 15. The official term of the Governor, and Lieutenant Governor, shall commence on the second Monday of January next after their election, and continue until their successors are elected and qualify. The Lieutenant Governor, while acting as Governor, shall receive the same compensation as provided for Governor; and while presiding in the senate, and between sessions such compensation and expenses as provided by law.”

Section twenty-two (22) of Article four (IV) of the Constitution of the State of Iowa is repealed and the following adopted in lieu thereof:

"Sec. 22. A Secretary of State, an Auditor of State and a Treasurer of State shall be elected by the qualified electors at the same time that the governor is elected and for a four-year term commencing on the first day of January next after their election, and they shall perform such duties as may be provided by law."

Section twelve (12) of Article five (V) of the Constitution of the State of Iowa is repealed and the following adopted in lieu thereof:

"Sec. 12. The General Assembly shall provide, by law, for the election of an Attorney General by the people, whose term of office shall be four years, and until his successor is elected and qualifies."

Sec. 2. The foregoing proposed amendments to the Constitution of the State of Iowa are hereby referred to the General Assembly to be chosen at the next general election for members of the General Assembly, and the Secretary of State is directed to cause the same to be published for three consecutive months previous to the date of said election as provided by law.

On the question "Shall the resolution be adopted?" (H.J.R. 6) the vote was:

Yeas, 36:

Anderson	Davis	Kosek	Ollenburg
Arbuckle	DeKoster	Kyhl	Parker
Balloun	Erskine	Lamborn	Potgeter
Bass	Frey	Lange	Potter
Bortell	Gilley	Laverty	Rabedeaux
Briles	Griffin	Messerly	Rigler
Brownlee	Hougen	Mogged	Shaff
Clarke	Keith	Mowry	Smith
Curran	Klink	Nicholson	Thordsen

Nays, 25:

Coleman	Gaudineer	Neu	Shirley
Conklin	Glenn	O'Malley	Stephens
DeHart	Hill	Orr	Sullivan
Denman	Leonard	Palmer	Van Gilst
Dodds	Lucken	Reichardt	Walsh
Doderer	McGill	Schaben	Weimer
Frommelt			

The resolution having received a constitutional majority was declared to have been adopted and agreed to by the Senate and the title was agreed to.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Mogged, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully re-

ports that it has examined and finds correctly enrolled: House Files 1023, 1025, 1026, 1027 and 1029.

CHARLES G. MOGGED,
Chairman, Senate Committee
ELIZABETH SHAW,
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: Senate File 1004; and House Files 1023, 1025, 1026, 1027 and 1029.

BIBLE PRESENTED

President Jepsen called Senator Bass to the well of the Senate where he was presented with the Bible on which he took his oath of office.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate File 184, a bill for an act relating to sales and use tax exemptions to nonprofit educational institutions.

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

Senate File 292, a bill for an act relating to indemnification of officers, directors, employees, and agents of business corporations.

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

Senate File 385, a bill for an act relating to the highway safety program.

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

House File 282, a bill for an act to insert in the Code the full text of the interstate compact on mental health.

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

House File 663, a bill for an act to provide aid for historical purposes.
WILLIAM R. KENDRICK, Chief Clerk

INTRODUCTION OF BILL

Senate File 1068, by Senators Potgeter, Walsh and Potter (Fischer of Grundy, Renda, Goode, Bergman, Schroeder and Skinner), a bill for an act relating to the state board of tax review.

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

HOUSE MESSAGES CONSIDERED

House File 282, a bill for an act to insert in the Code the full text of the interstate compact on mental health, to which Iowa is presently a party state.

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

House File 663, a bill for an act to provide aid for historical purposes.

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

On motion of Senator Rigler, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The Senate reconvened, Senator O'Malley presiding.

MOTION TO RECONSIDER

Senate File 390

Senator Walsh called up the following motion filed by him and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which Senate File 390 passed the Senate.

The motion prevailed.

Senator Walsh moved to reconsider the vote by which Senate File 390 went to its last reading, which motion prevailed.

CONSIDERATION OF BILLS

On motion of Senator DeKoster, Senate File 390, a bill for an act relating to tuition and transportation for children residing in state institutions, charitable institutions, and licensed boarding homes, who enroll in special education programs conducted by county boards of education, was taken up for further consideration.

Senator Walsh asked and received unanimous consent to withdraw the amendment filed by him on January 12, 1970, and found on page 33 of the Senate Journal.

Senator Gaudineer offered the following amendment and called for a division of the amendment:

Amend Senate File 390 as follows:

1. By inserting in section 1, page 1, line 12, after the semi-colon (;) the following:

"is pursuing a course of study approved by the department of public instruction;"

2. By inserting in section 1, page 1, line 20, after the word, "instruction" the words, "and transportation".

Senator Gaudineer withdrew division 1 of the amendment.

On motion of Senator Gaudineer, division 2 of the amendment was adopted.

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

On the question "Shall the bill pass?" (S.F. 390) the vote was:

Ayes, 54:

Anderson	Frey	Leonard	Potter
Arbuckle	Frommelt	Lucken	Rabedeaux
Bass	Gaudineer	McGill	Reichardt
Bortell	Gilley	Messerly	Rigler
Briles	Glenn	Mogged	Schaben
Brownlee	Griffin	Mowry	Shaff
Clarke	Hill	Neu	Shirley
Coleman	Hougen	Nicholson	Smith
Curran	Keith	Ollenburg	Stephens
DeKoster	Klink	O'Malley	Sullivan
Denman	Kyhl	Orr	Thordsen
Dodds	Lamborn	Parker	Van Gilst
Doderer	Lange	Potgeter	Walsh
Erskine	Laverty		

Nays, none.

Voting present, 1:

Kosek

Absent or not voting, 6:

Balloun	Davis	Palmer	Weimer
Conklin	DeHart		

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

UNFINISHED BUSINESS

Senate File 533

On motion of Senator Thordsen, Senate File 533, a bill for an act relating to the licensing and regulation of private detectives, was taken up for further consideration.

Senator DeKoster offered the following amendment and moved its adoption:

- 1 Amend Senate File 533, page 1, as follows:
- 2 1. By striking the ",", after the word "reward" in line
- 3 10 and inserting in lieu thereof the word "or".
- 4 2. Further amend lines 10 and 11 by striking the following:
- 5 " , or gratis".

The amendment was adopted.

Senator Gaudineer offered the following amendment filed by Senators Gaudineer, Denman and Mowry and moved its adoption:

1 Amend Senate File 533 as follows:

2 1. By inserting in page 2, line 33, after the word "profession"
3 the following "and his employees while acting in his behalf".

4 2. By adding in page 3, following line 12, the following new
5 subsections:

6 a. "Any individual practicing accounting and his employees while
7 acting within the scope of his employment."

8 b. "Any public official and public employee while acting within the
9 scope of his public employment."

The amendment was adopted.

Senator Mowry offered the following amendment by Senators Mowry, Denman and Sullivan:

1 Amend Senate File 533 as follows:

2 1. By inserting in page 3, line 9, after the word
3 "interstate" the words "or intrastate".

4 2. By adding after page 3, line 12, a new subsection:

5 "Any priest, minister or rabbi who is ordained by his
6 denomination to administer the sacraments of his church
7 and who is authorized by the statutes of Iowa to marry
8 and bury people."

Senator Gaudineer called for a division of the amendment.

On motion of Senator Mowry, division 1 of the amendment was adopted.

Senator Mowry moved the adoption of division 2 of the amendment.

The Chair called for a division.

Division 2 of the amendment was adopted.

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

On the question "Shall the bill pass?" (S.F. 533) the vote was:

Ayes, 54:

Anderson
Arbuckle
Balloun
Bass
Bortell
Briles
Brownlee
Clarke
Coleman
Curran

Davis
DeHart
DeKoster
Dodds
Doderer
Frey
Frommelt
Gaudineer
Gilley
Glenn

Griffin
Hill
Hougen
Keith
Kosek
Kyhle
Lamborn
Lange
Laverty
Leonard

Lucken
McGill
Messerly
Mogged
Mowry
Neu
Nicholson
Ollenburg
Orr
Palmer

Parker	Reichardt	Smith	Thordsen
Potgeter	Rigler	Stephens	Van Gilst
Potter	Shaff	Sullivan	Walsh
Rabedeaux	Shirley		

Nays, 2:

Erskine	O'Malley
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Absent or not voting, 5:

Conklin	Klink	Schaben	Weimer
Denman			

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

President Jepsen took the chair at 2:40 p.m.

House File 1035

On motion of Senator Mowry, House File 1035, a bill for an act relating to the interest rate on joint municipal sewer bonds, was taken up for further consideration.

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

On the question "Shall the bill pass?" (H.F. 1035) the vote was:

Ayes, 45:

Anderson	DeKoster	Lamborn	Potgeter
Arbuckle	Erskine	Lange	Potter
Balloun	Frey	Laverty	Rabedeaux
Bass	Gaudineer	Lucken	Reichardt
Bortell	Gilley	Messenger	Rigler
Briles	Griffin	Mogged	Shaff
Brownlee	Hougen	Mowry	Smith
Clarke	Keith	Neu	Stephens
Conklin	Klink	Nicholson	Sullivan
Curran	Kosek	Ollenburg	Thordsen
Davis	Kyhl	Parker	Walsh
DeHart			

Nays, 12:

Coleman	Hill	O'Malley	Shirley
Dodds	Leonard	Palmer	Van Gilst
Frommelt	McGill	Schaben	
Glenn			

Voting present, 1:

Orr

Absent or not voting, 3:

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

VISITOR

Senator Griffin rose on a point of personal privilege and presented to the Senate the Honorable Laurence E. Allen, Jr., former member of the House of Representatives from Pottawattamie County.

INTRODUCTION OF BILL

Senate File 1069, by Senators Lucken, Erskine and Sullivan (Peterson, Andersen, Koch, Doyle, Dooley and Stokes), a bill for an act relating to secondary roads.

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

MOTIONS TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which House Joint Resolution 6 was adopted by the Senate.

HUGH H. CLARKE

MR. PRESIDENT: I move to reconsider the vote by which House Joint Resolution 6 was adopted by the Senate.

JAMES A. POTGETER

MR. PRESIDENT: I move to reconsider the vote by which House File 1022 passed the Senate.

CHARLES K. SULLIVAN

SENATE CONCURRENT RESOLUTION 103

By Doderer

Whereas, the Sixty-third General Assembly, at its first regular session, adopted Senate Concurrent Resolution 13, a resolution requesting the Congress of the United States to call a convention for the purpose of proposing an amendment to the Constitution of the United States permitting states having bicameral legislatures to apportion one house thereof on factors other than population, commonly known as the "Dirksen amendment"; and

Whereas, concern has been expressed that a federal constitutional convention, once convened, could not be restricted as to subject matter and might propose one or more constitutional amendments tending to alter the basic structure of the present government of the United States of America; and

Whereas, all amendments to the Constitution of the United States adopted since the original adoption of such Constitution have been adopted through proposal to the states by the Congress and ratification by the legislatures of a requisite number of the states, or by conventions of delegates elected by the voters of the states, and the adoption of three amendments to the Constitution of the United States by the former method within the past ten years proves that this time-honored method continues to be effective as a means of amending the Constitution of the United States when sufficient support for any proposed amendment exists; *Now, Therefore,*

Be It Resolved by the Senate, the House Concurring, of the Sixty-third General Assembly of Iowa, That this legislature hereby withdraws the application to the Congress of the United States to call a convention for the purpose of proposing an amendment to the Constitution of the United States, adopted during the first regular session of this legislature, and respectfully requests that the Congress of the United States consider Senate Concurrent Resolution 13 of the Sixty-third General Assembly of Iowa null and void.

Be It Further Resolved, That a duly attested copy of this resolution be immediately transmitted to the Secretary of the Senate of the United States, the Clerk of the House of Representatives of the United States, and to each member of the Congress from this state.

BILLS ASSIGNED TO COMMITTEE

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

- S. F. 1066 Judiciary
- S. F. 1067 Agriculture
- H. F. 264 Judiciary
- H. F. 506 Cities and towns
- H. F. 619 Commerce
- H. F. 807 Transportation

SUPPLEMENTAL ASSIGNMENT OF SEATS IN THE PRESS GALLERY SECOND SESSION

- 72. KCBC, Rick Rabe
- 73. Democratic State Central Committee, Sharon Robinson
- 74. Republican State Central Committee, Stephen C. Robinson

EXPLANATION OF VOTE

I was out of the Senate chamber on a long distance telephone call when the roll call on the Lucken amendment to House Joint Resolution 6 was taken. Had I been present I would have voted "no".

JAMES W. GRIFFIN, SR.

COMMUNICATIONS FROM THE STATE COMPTROLLER

January 13, 1970

Mr. Carroll A. Lane
Secretary of Senate
State House
Local

Dear Mr. Lane:

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

These include 27 claims of a general nature.

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

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

Receipt of the above is hereby acknowledged.

CARROLL A. LANE, Secretary of Senate

STATE OF IOWA
STATE COMPTROLLER

Claim Number	Name of Claimant and Nature of Claim	Amount of Claim	Amount Approved
657-63-25	Board of Basic Science Examiners, Elmer W. Hertel, Secretary, 118 Sunset Street, Waverly, Iowa—Back Payment of IPERS and FICA	\$3,718.39	Disapproved
83-64-25	Arnold H. Burkle, R.R. 1, Farley, Iowa—Gas Tax Refund	53.90	Disapproved
307-64-25	Mrs. Richard W. Alter, 1017 LaPlante Ave., Sioux City, Iowa—Gas Tax Refund	11.11	Disapproved
346-64-25	Raymond Heitshusen, R.R. 1, Marengo, Iowa—Personal Property Tax Credit	151.97	Disapproved
380-64-25	Hardin County Auditor, Eldora, Iowa—Personal Property Tax Credit	225.00	Disapproved
382-64-25	James R. McShane, R.R. 1, Mt. Vernon, Iowa—Car Expense Claim	4.50	Disapproved
441-64-25	Sioux County Auditor, Orange City, Iowa 51041—Personal Property Tax Credit.....	179.37	Disapproved
495-64-25	Bremer County Auditor, Waverly, Iowa—Personal Property Tax Credit	179.00	Disapproved
500-64-25	Lyon County Auditor, Rock Rapids, Iowa—Personal Property Tax Credit	1,288.18	Disapproved
532-64-25	Iowa Employment Security Commission, 1000 East Grand Ave., Des Moines, Iowa—Underpayment of FICA by Iowa Public Safety Department	56.10	Disapproved
533-64-25	Franklin County Auditor, Hampton, Iowa—Personal Property Tax Credit	8,823.21	Disapproved
560-64-25	Ruth J. Meyer, Clare, Iowa—Services Furnished to the State	7,870.13	Disapproved
584-64-25	Cass County Auditor, Atlantic, Iowa—Personal Property Tax Credit	40.60	Disapproved
592-64-25	Calhoun County Auditor, Rockwell City, Iowa—Personal Property Tax Credit	114.16	Disapproved
625-64-25	Linn County Auditor, Cedar Rapids, Iowa—Personal Property Tax Credit	8,699.35	Disapproved
644-64-25	Plymouth County Auditor, LeMars, Iowa—Personal Property Tax Credit	1,113.55	Disapproved
671-64-25	Winneshiek County Auditor, Decorah, Iowa—Personal Property Tax Credit	196.08	Disapproved
749-64-25	Esther M. Resnick, 916 Ave. D, Ft. Madison, Iowa—Workmen's Compensation	858.00	Disapproved
752-64-25	Tama County Auditor, Toledo, Iowa—Personal Property Tax Credit	121.29	Disapproved
769-64-25	Washington County Auditor, Washington, Iowa—Personal Property Tax Credit	74.96	Disapproved
809-64-25	Jefferson County Auditor, Fairfield, Iowa—Personal Property Tax Credit	225.05	Disapproved

Claim Number	Name of Claimant and Nature of Claim	Amount of Claim	Amount Approved
866-64-25	Buena Vista County Auditor, Storm Lake, Iowa—Personal Property Tax Credit	30.21	Disapproved
876-64-25	Cherokee County Auditor, Cherokee, Iowa—Personal Property Tax Credit	171.82	Disapproved
907-64-25	Kossuth County Auditor, Algona, Iowa—Personal Property Tax Credit	33.15	Disapproved
935-64-25	Clayton County Auditor, Elkader, Iowa—Personal Property Tax Credit	451.58	Disapproved
958-64-25	Linn County Auditor, Cedar Rapids, Iowa—Personal Property Tax Credit	92.20	Disapproved
961-64-25	Adair County Auditor, Greenfield, Iowa—Personal Property Tax Credit	900.00	Disapproved

January 15, 1970

Mr. Carroll Lane
Secretary of Senate
State House

Dear Mr. Lane:

In accordance with section 25A.12, Code of Iowa, 1966, we are hereby submitting to the General Assembly all claims and judgments paid during 1969 by the State Appeal Board under chapter 25A.

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

Very truly yours,
MARVIN R. SELDEN, JR.
State Comptroller

Receipt of the above is hereby acknowledged.

CARROLL LANE, Secretary of Senate

CHAPTER 25A GENERAL TORT CLAIMS APPROVED
BY STATE APPEAL BOARD, 1969

Claim No.	Claimant	Nature of Claim	Amount Claimed	Amount Approved
T-154-63	Chester O. Hougen	Damage to suit at State House	\$ 110.00	\$ 60.00
T-499-63	Alverna M. Jones	Injury while patient at University Hospital	10,000.00	2,500.00
T-809-63	Richard W. Mercer	Injury in Anamosa Reformatory	35,000.00	6,000.00
T-931-63	Murl C. Bird	Injured at Penitentiary	250,000.00	900.00
T-1040-63	Lloyd E. Kramer	Damage to auto at State Fairground	46.08	46.08
T-1111-63	Harold Woodley	Loss of hogs due to trash fire at Iowa Falls liquor store	2,020.73	2,020.73
T-1121-63	Edward Foster	Loss of hogs due to trash fire at Iowa Falls liquor store	488.86	488.86
T-1154-63	Clyde Brooks	Property damage—trash fire at Iowa Falls liquor store	9,023.54	7,500.00
T-1169-63	Harold Woodley	Property damage—trash fire at Iowa Falls liquor store	518.26	518.26
T-1170-63	Patricia Ide	Injuries received at Lake Darling State Park	1,286.05	400.00
T-1195-63	Betty J. Robinson	Injury received at Iowa State Fair	150.00	75.00
T-1196-63	Edward O. Nearhoof	Damage to auto at Grimes Bldg. parking lot	103.22	103.22
T-221-64	Ruth Faith Lane	Auto damage at S.U.I. parking lot	11.69	11.69
T-301-64	Jeanne M. Embree	Death of a son at Clarinda Mental Health Institute	150,000.00	13,500.00
T-345-64	Edward F. Miller	Damage to auto struck by National Guard truck	40.38	40.38
T-612-64	Dean F. Jacobs	Auto damage at Grimes Bldg. parking lot	199.97	199.97
T-643-64	Elwood P. Vold	Damage to auto at I.S.U. parking lot	7.21	7.21
T-654-64	Henry Yoder	Damage to auto at S.U.I., rock thrown by mower	24.72	24.72
T-861-64	Keith J. Lorimor	Damage to trailer at State Fair Grounds	70.30	70.30
T-869-64	Robert L. Halferty	Damage to auto at Rock Creek State Park	55.59	55.59
H-52-63-T	Mr. & Mrs. Levi French	Highway 34 flood damage to farm and home	1,114.90	739.90
H-79-63-T	H & P Land & Cattle Co.	Drainage damages caused by highway grading activities	768.84	768.84
H-105-63-T	Cris L. Green	Loss of eyeglasses when IHC mower overturned	36.50	36.50
H-106-63-T	John Flaherty	Paint damage to car from highway painting	50.47	50.47

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Claim No.	Claimant	Nature of Claim	Amount Claimed	Amount Approved
H-107-63-T	Merlen Hegland	Fence damage caused by IHC mower	75.00	62.50
H-108-63-T	Duane Randall	Tire damage by spike in IHC traffic counter	16.70	16.70
H-114-63-T	Wayne M. Graves	Auto damage by paint dropped from bridge	79.41	10.00
H-115-63-T	Donald Grove	Crop damage caused by highway construction	278.96	278.96
H-116-63-T	Richard Lanny Goy	Crop damage caused by highway spraying	20.00	20.00
H-118-63-T	Charlie Keppy	Crop damage from trash fire at IHC maintenance garage	125.00	125.00
H-1-64-T	Glen Perry	Damage to tractor from survey stake	30.90	30.90
H-4-64-T	Mosquito Creek Drainage District No. 22	Damage to drainage ditch due to activities of Iowa State Highway Commission	1,445.00	1,445.00
H-5-64-T	Lenora B. Drennen	Pond filled with silt caused by highway work	153.00	153.00
H-7-64-T	D. A. Schwertley & Joe Tamisiea	Damage to crops due to obstruction of drainage ditches	225.00	225.00
H-24-64-T	Leland W. Hurley	Blocking private sewer line by highway construction	736.69	736.69
H-42-64-T	Traviss TV & Electronics, Inc.	Damage to windshield by sand dropped from bridge	84.29	84.29
H-48-64-T	Eugene L. Dunn	Damage due to flooding of crop land	1,500.00	300.00
H-49-64-T	Raymond O. Skillbred	Dozer work on crop land following highway project	30.90	30.90
H-55-64-T	Joseph L. Schuler	Loss to IHC employee of work shoes damaged by lawn mower	19.99	19.99
H-58-64-T	Mrs. Ervin Laackmann	Damage to car by paving blowup	22.18	22.18
H-60-64-T	Employers Mutual Co.	Damage to car by painting crew	51.50	51.50
H-67-64-T	Wagner Plumbing & Heating	Damage to truck driving on IHC scale	57.40	57.40
T-145-63	Marvin Earl Winters	Injury in Fort Madison Penitentiary	40,000.00	2,356.95
T-454-63	Hattie R. Hotek	Death of spouse following fall in liquor store	15,000.00	3,500.00
H-72-68-T	Robert I. Skelton & Kenosha Auto Tractor Trans. Corp.	Damage to vehicle due to low overhead bridge	459.51	306.20

COMMUNICATION RECEIVED FROM
THE STATE BOARD OF REGENTS

STATE BOARD OF REGENTS
Des Moines, Iowa 50319

January 15, 1970

The Honorable Roger W. Jepsen
President of the State Senate
State House
Des Moines, Iowa
Dear Sir:

In accordance with Chapter 48, Section 1, Laws of the 63rd General Assembly, the Board of Regents is pleased to transmit the report called for in that section through the use of the following language:

"The Board of Regents and the vice president for health affairs, the University of Iowa, Iowa City, shall study the use of existing medical facilities in Polk County and elsewhere in the state for the training of students as general medical practitioners and shall report their comprehensive findings to the higher education committees of the House and Senate of the Sixty-third General Assembly not later than January 15, 1970."

The report transmitted in accordance with the aforementioned mandate is entitled "Study of the Feasibility of the Use of Existing Facilities in Polk County and Elsewhere in the State for Training in Family Practice."

Sincerely yours,
STANLEY F. REDEKER
President

STUDY OF THE FEASIBILITY OF
THE USE OF EXISTING FACILITIES
IN POLK COUNTY AND ELSEWHERE
IN THE STATE FOR TRAINING IN
FAMILY PRACTICE

January 15, 1970

INTRODUCTION AND SUMMARY

Over the past twenty-five years there has been a decline in the number of young physicians entering general or family practice. This has been true throughout the United States and has resulted in a shortage of family physicians, particularly in rural areas. Efforts to recruit more medical school graduates into family practice have been unsuccessful and much study of the problem has resulted. In 1969, the various professional specialty societies in medicine, including the American Academy of General Practice, together with the American Medical Association defined Family Practice as a specialty and designed a training program to prepare its practitioners. This is a most significant step forward because it gives visibility and stature to family practice which may attract the young physician and provide him the opportunity, heretofore lacking, to prepare himself adequately for such practice.

As is true of other specialties, the major portion of training for family practice will occur after graduation from medical school. However, it is the consensus of all physicians that students should be exposed early in their medical school days and frequently thereafter to family practice on a basis equal to other medical specialties. It is thought that without

both opportunity for post-graduate training and early exposure recruitment into family practice cannot be improved.

Following are summary statements concerning the family physician, the format for his training and the feasibility of the use of existing facilities in the state for that purpose.

The Family Physician:

1. The family physician has a definite and unique place in the delivery of health care and there is now an accepted definition of him and his role.
2. The family physician requires special education and training. Guidelines for establishing suitable programs for his development have been formulated.
3. The medical services provided by family physicians vary from community to community. Training programs must, therefore, be flexible.
4. Fewer young physicians choose family practice as a career now than did those graduating in the past. (About one-third of Iowa graduates now enter general practice.)
5. The family physician is particularly suited to provide medical care in rural areas. Iowa communities are experiencing difficulty in attracting physicians.

FORMAT FOR TRAINING THE FAMILY PHYSICIAN

1. It is a consensus among physicians (including medical school teachers) that the student must be exposed to family practice before graduation if recruitment into that type of practice is to be improved.
2. In addition to exposure during medical school days, three years of post-graduate training is recommended for the family practitioner.
3. A Department of Family Practice will be established in the College of Medicine with its main offices in Iowa City.
4. Broadlawns Hospital will be utilized for post-graduate training in Family Practice and for experience in the Family Clinic for Medical students.

FEASIBILITY OF THE USE OF FACILITIES IN POLK COUNTY AND ELSEWHERE FOR FAMILY PRACTICE TRAINING

1. Broadlawns Hospital is the most important facility in Polk County from the standpoint of training for family practice.
2. There has been a general practice training program at Broadlawns since 1930 and, since 1961, this has been one of four experimental programs in the United States.
3. Broadlawns has a full time Director of Medical Education and an on-going close connection with the College of Medicine fostered by a "Deans' Committee".
4. Broadlawns could be a major location for family practice training at both the post-graduate and undergraduate levels.
5. Other facilities in the state are used by the College of Medicine for student teaching. These should be further developed since they can play a significant role in family practice training.

THE FAMILY PHYSICIAN

The general practitioner or family physician has been defined in many ways. Once a general practitioner was one who was not a specialist, but

this is no longer true. A good description of him is found in a report of the Council on Medical Education of the American Medical Association:

The family physician is defined as one who: 1) serves as the physician of first contact with the patient and provides a means of entry into the health care system; 2) evaluates the patient's total health needs, provides personal medical care within one or more health fields of medicine, and refers the patient when indicated to appropriate sources of care while preserving the continuity of his care; develops a responsibility for the patient's total health care, including the use of consultants, within the context of his environment, including the community and the family or comparable social unit. In short, the family physician must be prepared to fill a unique and special functional role in the delivery of modern comprehensive health service.¹

The role set forth in this definition has developed as the result of increased scientific and medical knowledge, the body of which is now so large that no one person can know all of it. The traditional specialists are becoming sub-specialists and the non-specialist is disappearing. This leaves a gap in the health care delivery system which the man described above is designed to fill. The problem is that, presently, there are no institutions which are training him, although many are now starting programs for that purpose. (A few, including the University of Iowa, have had experimental programs during the past ten years.)

The traditional education and training programs which produced the "non-specialist" family physician are no longer available. These were the four years of medical school in which he learned most of what was known and a rotating internship which gave him "practical" experience. This was the base for both family practice and subsequent specialization. Now the sheer size of the body of knowledge has forced medical faculties to identify a core of essential information which the student learns in about three years and which is the base for later intensive study. Students nowadays have considerable contact with patients while in school and these clerkships have largely replaced the rotating internship. In fact, although some hospitals still offer "rotating" internships, these on closer examination prove to be "mixed" internships—i.e., offering experience in three or four specialty areas rather than in all the major ones. This system is not designed to produce a non-specialist, but it can produce the specialist in family practice. In the past year the medical community has agreed that family practice is a specialty, that more family practitioners are needed if the health care delivery system is to survive and that programs to train family practitioners must be developed. The questions remaining are 1) What are the special knowledge and skills required in family practice? 2) Where in the continuum of medical education—medical school, internship and residency training—should these things be taught? 3) What kind of an institution—medical school, university hospital, community hospital, clinic—should be the site for the program? Answers to these questions will provide the necessary design for producing family practitioners.

Family practice varies from community to community and there is no single pattern on which to base an educational-training system. Of all the specialties, family practice is the most variable. For instance, in very large cities the family practitioner works mainly in his own office seeing ambulatory patients. He makes few house calls and does not have an appointment on a hospital staff. When necessary, he refers his patients to a specialist who does. At the other end of the spectrum is the family physician in a small town or rural area some distance from a medical center who must have a different set of skills. He will, for instance, do much

more than his big city counterpart in the way of surgery and obstetrics. In between these two is a whole series of practitioners, in different circumstances and with varying responsibilities. It is evident that the content of the training program for family physicians must be flexible and that there should be no single pattern of education and training. The Council on Medical Education took cognizance of this fact when it said, "The family physician is . . . one who . . . develops a responsibility for the patient's total health care . . . within the context of his environment, including the community. . . ." This idea has as its logical extension the presumption that the trainee will choose his locus of practice before completion of his education and brings up the intriguing possibility that his training ought to be completed in that community, if possible.

In 1931, 83 percent of all physicians in practice in the United States were generalists; in 1949, 63 percent; in 1959, 51 percent; and in 1967, 32 percent.²⁻³ Obviously there is a continuing trend against the choice of family practice as a career. This is as true of Iowa as of the rest of the United States, but to a lesser degree. At present 50 percent of all physicians in practice in Iowa are generalists. Compared with surrounding rural states we are well off. In Kansas 35 percent physicians are in family practice, in Nebraska 46 percent, in South Dakota 48 percent, in Minnesota 27 percent, in Wisconsin 31 percent, in Illinois 29 percent and in Missouri 22 percent.³ However, many of the Iowa family doctors are older men in rural communities who will leave practice by death or retirement in the next ten years.⁴ The question is, from where do their replacements come?

About one-third of the graduates of the College of Medicine of the University of Iowa enter general practice at present. This is higher than the average for all medical school graduates in the United States, but lower than in previous years. Two surveys have been done—one in 1960 of the classes of 1950 through 1954 and one in 1969 of the classes of 1955 through 1964. The following table shows the percent of Iowa graduates in practice who are generalists. Because all young physicians must serve an internship,

PERIOD	% IN GENERAL PRACTICE
1950-54	55%
1955-59	38%
1960-64	35%

most of them must spend two years in the military service and many take two to five years of additional training, one cannot get accurate statistics concerning place and type of practice until seven or eight years after graduation. The percentages in the above table were calculated after excluding those in military service because 20 percent of the 1960-64 graduates were in uniform at the time of the survey (February 1969). Of the class of 1964, alone, 42 percent were in service at that time. Probably it can be assumed that the physicians leaving service will distribute themselves between specialty and general practice as did their classmates.

One of Iowa's problems is the retention in the state of those who do enter family practice. In the three groups studied there was considerable variation as shown in the following table. Whether the increase between the

GROUP	% of G.P.'s RETAINED IN IOWA	NO. OF G.P.'s RETAINED IN IOWA
1950-54	57%	142
1955-60	44%	82
1960-64	61%	89 (122)

last two groups represents a trend is, of course, unknown. However, the last column shows the absolute number of family practitioners from each group now in Iowa. If the remaining 20 percent of the 1960-64 group who are in the military service distribute themselves as did their fellows, there will be 122 of them in general practice in Iowa. (Figure shown in parentheses.) Another problem in Iowa is the distribution of physicians. As new ones enter practice they tend to go to the counties, towns and cities which are growing. An area which is losing population has difficulty in attracting a physician.⁴ In this respect Iowa is no different from the rest of the country.

FORMAT FOR TRAINING THE FAMILY PHYSICIAN

Several studies have been done by various groups in an attempt to identify the factors influencing the career choice of young physicians. These have been reviewed lately by a committee of the Faculty of the College of Medicine.⁵ This committee also conducted a series of interviews with students, general practitioners from varying backgrounds and physicians who had left family practice to enter specialty training. The opinions collected from all sources were quite uniform and were summarized as follows: Medical students are not attracted to family practice because:

1. Medical schools no longer provide adequate training in the area of the comprehensive practical knowledge required in general practice.
2. The facilities for post-graduate (residency) training in family practice which are necessary to supplement medical school experience are inadequate.
3. The student associates lack of prestige with general practice because all of his teachers are specialists.
4. Because he does not associate with general practitioners while in school, the student is unable to visualize the distinctive nature of family practice and the need for specialized training in the discipline.
5. There is a manpower shortage in all specialties of medicine and the members of all groups try to recruit medical students. Those in family practice are at a disadvantage because they are not present in the teaching centers and in constant contact with students.

It is probable that these observations are valid although their relative importance is unknown.

The College of Medicine has had some experience with exposing students to general practice through a preceptorship. For many years each student was required to spend four weeks with a family physician in practice in Iowa. This system was generously supported by the physicians of the state who paid the expenses of their preceptees out of their own pockets. A study of attitudes and attitude change was done on a group of students before they went on preceptorship, after they returned and ten years after graduation. With few exceptions, all regarded the preceptorship as a valid and useful educational experience but there was no evidence that it influenced career choice in any way.⁶ One must recognize, however, that four weeks off campus may not be an adequate exposure.

The undergraduate phase of family practice training should begin in the freshman year of medicine.⁷ Basic recommendations concerning this and continuation of exposure throughout all four years have been made by the College of Medicine Committee on Medical Education. Implementation of all of these is possible within the framework of the present curriculum.

The post-graduate phase of training has been outlined by the Council on

Medical Education of the American Medical Association.¹ Briefly, this requires a separate family practice clinic which serves a representative population of patients on a continuing basis. There should be emphasis in preventive medicine, health maintenance, rehabilitation counseling and the use of all relevant community resources. Experience in several of the traditional specialities should be included in the three years of training and this experience should be supervised by the appropriate specialist. These areas are Internal Medicine, Pediatrics, Psychiatry, Obstetrics, Gynecology and Surgery. Other specialities should be available on an elective basis and the program should be flexible so that the trainee is prepared to serve in a specific community.

The Faculty of the College of Medicine has recommended the establishment of a Department of Family Practice to begin operation in the next academic year.^{5,6} It will be a full-fledged and separate academic department with stature equal to all others. A chairman for the department will be recruited immediately. His duties will include the organization of the department, recruitment of faculty, development of the undergraduate curriculum and of programs for intern and residency training in family practice. He will take the leading role in establishing relationships for training family practitioners in other hospitals in the state, particularly Broadlawns with which a full affiliation will be sought.

In these activities he will be advised by the several committees of the faculty concerned with education. The help and advice of family physicians in the state will be sought.

Study of the possible location of the department, its undergraduate program and its residency training activities has been undertaken. Consultation with representative general practitioners in the state and with educators in other universities and hospitals has not afforded consistent advice. The unresolved questions are where the family practice department, the family clinic and the residency program should be located. At present there appear to be three choices—the University Hospital, Oakdale Hospital and Broadlawns Hospital. The advantages of location at the University Hospital are visibility to the students throughout their four years and equal status with other clinical departments and programs. The possible disadvantages are that the University Hospital is a specialty-practice-oriented institution to which physicians refer special problem cases. The patients presently seen at the University Hospital are not representative of family practice. The advantage of location at Broadlawns is that that hospital already cares for a segment of the Polk County population and the patients are like those encountered in family practice. The main disadvantages are the distance from Iowa City and the resultant lack of visibility to students. It is possible that Oakdale could combine the good features of both and escape most of their disadvantages. Without question, Broadlawns should continue to have a family practice residency and a strong affiliation with the College of Medicine.

For the present it seems wise to keep all options open for future development. Therefore, the main office of the Department of Family Practice will be established in the College of Medicine in Iowa City. Development of the present residency program in family practice at Broadlawns according to the new guidelines¹ will be fostered. As this program develops, selected students from the College of Medicine can be given the opportunity to study in the Broadlawns' clinics. As the residency program develops, the number of students so involved can be increased until the capacity of the clinic is reached. Further study will be made of the feasibility of establishing a family clinic at Oakdale which would serve a rural population because it is the provision of medical care in such an area that is Iowa's biggest medical

problem. The Faculty of the College of Medicine is strongly of the opinion that no single option should be chosen now to the exclusion of all others.

FEASIBILITY OF THE USE OF EXISTING FACILITIES IN POLK COUNTY FOR FAMILY PRACTICE TRAINING

The most important medical facility available in Polk County for family practice training is the Broadlawns Polk County Hospital. It is owned and operated by Polk County. It is governed by a Board of Trustees, seven in number, who are elected by the public to six year terms. This Board has final authority in all policy matters under provision of Chapter 347 of the Code of Iowa.

Financial support for the operation of the hospital is derived from two sources. The most important of these is an annual tax on all property in Polk County which may not exceed 4.5 mills and which is currently 4.393 mills. The other source of income is largely third party payment—e.g., insurance, Medicare, Medicaid, etc. The annual operating budget is slightly in excess of four million dollars.

The hospital has 170 beds which are allocated as follows: Medicine 45, Surgery 32, Intensive Care 8, Obstetrics 14, Pediatrics 39, Psychiatry 26, and Tuberculosis 6. In addition there are 22 bassinets.

In 1968 there were 5,737 patients admitted including 622 new born. There was an average daily admission rate of 15.7 patients and an average length of stay of 7.0 days. The average daily census was 110 patients. This was divided among the various services with 28 being in Medicine, 25 in Surgery, 13 in Pediatrics, 8 in Obstetrics, 23 in Psychiatry, 4 in Tuberculosis and 9 in the Nursery.

The outpatient clinics (ambulatory) are a physically separate part of the hospital and comprise a waiting room large enough to accommodate 90 patients and six other rooms, four of which are divided into examining booths. The other two rooms are special purpose rooms with special equipment for ophthalmology and dentistry. Thirteen patients can be examined and treated at any one time. In 1968, there were 19,045 patient visits to the clinics.

The emergency room is staffed and open 24 hours every day of the year. It has an average daily load of 97 patients.

Of the patients cared for at Broadlawns, 25 percent of those admitted and 19 percent of those seen in the outpatient clinic and emergency room are covered by Title XVIII or Title XIX. About 10 percent of the patients are self-paying or insured. Approximately 65 percent of all patients are medically indigent and their care is provided by the tax support of the hospital.

A large part of the medical care at the hospital is given by volunteer, unpaid physicians who are members of the Polk County Medical Society. The Society and the Board of Trustees of Broadlawns drew a joint resolution setting forth a division of responsibility in 1936. The Society requires its members to serve on the medical staff of Broadlawns "faithfully and gratuitously" as needed. The staff has its own bylaws which set forth its organization and the policies governing its activities. Physicians are assigned "on service" for periods of from one month to one year and are responsible for patient care and the teaching of the house staff (residents and interns).

Educational activities at Broadlawns are correlated by a Director of Medical Education who is appointed by the Board of Trustees. This is a full time position. There are, in addition, several other full time physician staff members who are Department Heads and Teaching Fellows. Broad-

lawnns has an approved internship an an approved General Practice Residency. General practice residency training was started in 1930 and 1961 it became one of four experimental programs in the United States used to study the problem of providing training for family practitioners.

In 1961, a Deans' Committee for Broadlawnns was formed with membership from the faculty of the College of Medicine and from the medical staff of Broadlawnns. The role of the faculty members was advisory. Under the stimulation of this committee the post of Director of Medical Education was created and the experimental family practice program was started. In addition other affiliations have been created or, if already in existence, strengthened. These are:

1. With the Iowa Methodist Hospital
 - a. A twelve to fifteen month rotation at Broadlawnns of senior residents in surgery.
 - b. A six months' rotation of senior radiology residents.
 - c. A three to four months' rotation of pediatric residents.
 - d. Emergency room assignments of one month's duration for interns.
2. With the College of Medicine
 - a. A senior resident in ophthalmology assigned to conduct two clinics weekly.
 - b. A senior resident in otolaryngology assigned to conduct a weekly clinic.
 - c. A senior resident in obstetrics and gynecology assigned to Broadlawnns on a three month rotation.
 - d. Senior students take electives of two or more weeks at Broadlawnns in Medicine, Surgery and emergency room.
 - e. Externships are offered to students at Broadlawnns for their vacation periods (also available to students from other medical schools).

The future for Medical Education at Broadlawnns is bright. The Board of Trustees is committed to the view that it should actively support post-graduate education (intern and residency training). The hospital absorbs the cost of this in its patient care budget. This budget and the physical facilities of Broadlawnns cannot be overlooked.

The number of students (both post-graduate and undergraduate) who can be accommodated in a hospital depends upon the size of the physical plant and the patient load. If too many students are put into a clinic or in-patient service the educational value of the experience is sharply downgraded. One can make a preliminary estimate of the number to be accommodated but this must be modified by experience.

What, then, is the feasibility of general practice training at Broadlawnns? If one imposes the condition (and this would not be unreasonable) that all training in the hospital would relate to family practice, a good sized program can be developed. First the rotation of specialty residents from the Methodist and University Hospitals would need to be continued and, perhaps, augmented. The new guidelines for family practice training require contact with specialty training in the major medical disciplines. The post-graduate program in family practice probably could accommodate eight new interns per year. It would run for three years and would, therefore, have a total of twenty-four in training. About half of the time of these trainees must be spent on specialty services and this cannot be done totally at Broadlawnns. It would appear that the family practice residents would have to spend at least twelve months on rotations at other hospitals in Des Moines or at the University. This seems entirely feasible.

At the medical student level it seems feasible to organize the emergency room and the clinics into a family practice clinic. This already exists for all practical purposes. It is estimated that a maximum of about 15 students

could be accommodated at any given time. If the number of students at Iowa who express a real interest in general practice remains proportionally the same as the class size is increased (40 percent) a rotation for each student of three months at Broadlawns would be possible. If the number increases (as is hopeful) Broadlawns could not accommodate all of them.

If students are at Broadlawns in the number given above, the teaching staff will have to be augmented. The cost of this cannot be loaded on the patient care budget. The University would probably have to assign faculty to Broadlawns, perhaps on a rotation basis.

FEASIBILITY OF THE USE OF OTHER FACILITIES IN THE STATE

The College of Medicine operates pre-natal clinics in Cedar Rapids, Davenport and Waterloo which are used for student teaching. There are well baby clinics in Cedar Rapids and Iowa City which are attended by students. Clinics of the State Services for Crippled Children are utilized also. The students themselves have established a medical care service for migrant farm workers in the Muscatine area. Clerkships on an elective basis have been offered medical students in several community hospitals. All of these activities are germane to family practice training and should be further developed. The extension of family practice residency training into other community hospitals than Broadlawns should be strongly considered.

REFERENCES

1. Special Requirements for Residency Training in Family Practice. A Report of the Council on Medical Education. Chicago: American Medical Association, July, 1969.
2. Physicians for a Growing America. Public Health Service Publication No. 709. Washington, D. C.: U. S. Government Printing Office, 1959.
3. Distribution of Physicians, Hospital and Hospital Beds in the U. S. Chicago: American Medical Association, 1968.
4. MacQueen, John C., "A Study of Iowa Medical Physicians." Journal of Iowa Medical Society, November, 1968.
5. Report. Ad hoc Committee on Family Practice Residency Training Program, College of Medicine, October 1969.
6. Morris, W. W., "The Medical Preceptorship Program—Seventeen Years Later." A report to the Executive Committee, April, 1968.
7. Family Practice. Report of the Medical Education Committee. College of Medicine, September 1969.
8. Working Document on Curricular Proposals. Medical Education Committee. College of Medicine, August 1966.

BILL SENT TO THE GOVERNOR

Senator Mogged, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 15th day of January, 1970, sent to the Governor for his approval: Senate File 1004.

CHARLES G. MOGGED, Chairman

Passed on file.

REPORTS OF COMMITTEES

Senator Walsh submitted the following report:

MR. PRESIDENT: Your committee on cities and towns, to which was referred **House File 506**, a bill for an act relating to salaries of bailiffs and clerks of the municipal court, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JOHN M. WALSH, Chairman

Ordered passed on file.

Senator Briles submitted the following report:

MR. PRESIDENT: Your committee on county government, to which was referred **Senate File 340**, a bill for an act relating to election returns, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JAMES BRILES, Chairman

Ordered passed on file.

Senator DeKoster submitted the following report:

MR. PRESIDENT: Your committee on judiciary, to which was referred **Senate File 1038**, a bill for an act to legalize and validate the proceedings of the Board of Supervisors of Dallas County, Iowa, authorizing and providing for the issuance of county home bonds of said county and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant, etc., begs leave to report it has had the same under consideration and recommends the same **do pass**.*

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Senator Kyhl submitted the following reports:

MR. PRESIDENT: Your committee on law enforcement, to which was referred **Senate File 452**, a bill for an act relating to federal tax liens on vehicles on which a certificate of title is required, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

VERNON H. KYHL, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on law enforcement, to which was referred **Senate File 643**, a bill for an act relating to the registration of motor vehicles by a nonresident, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

VERNON H. KYHL, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on law enforcement, to which was referred **House File 560**, a bill for an act to prohibit a refund of liquor control license fees while charges against the licensee are pending before the Iowa liquor control commission, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

VERNON H. KYHL, Chairman

Ordered passed on file.

Senator Clarke submitted the following reports:

Also:

MR. PRESIDENT: Your committee on state government, to which was referred **House File 106**, a bill for an act relating to members of the General Assembly of the State of Iowa and repealing chapter thirty-eight B (38B), Code 1966, begs leave to report it has had the same under consideration and recommends the same **do pass**.

HUGH H. CLARKE, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on state government, to which was referred **House File 353**, a bill for an act relating to the renewal fees for certificates of registration of professional engineers and land surveyors, begs leave to report it has had the same under consideration and recommends the same **do pass**.

HUGH H. CLARKE, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on state government, to which was referred **House File 785**, a bill for an act relating to watchmakers and repairmen, begs leave to report it has had the same under consideration and recommends the same **do pass**.

HUGH H. CLARKE, Chairman

Ordered passed on file.

*Denotes a unanimous committee vote.

AMENDMENTS FILED

- 1 Amend Senate File 256 as follows:
- 2 1. By inserting in page five (5), line ten (10), after
- 3 the word "employee" the words "or elected official".
- 4 2. By inserting in page six (6), section fourteen (14),
- 5 line thirty-four (34), after the period the following:
- 6 "If paternity is contested, such entry shall not be prima
- 7 facie evidence of paternity as provided in section forty-
- 8 seven (47) of this Act."
- 9 3. By striking in page seven (7), section fifteen (15),
- 10 all after first use of the word "be" in line seventeen (17)
- 11 and all of line eighteen (18) and inserting in lieu thereof
- 12 the words "marked void. The original certificate of birth
- 13 shall thereafter be the official record."
- 14 4. By inserting in page nine (9), section nineteen (19),
- 15 line one (1), after the word "birth" the words "at least".
- 16 5. By striking in page nine (9), section nineteen (19),
- 17 the word "said" in line one (1) and inserting in lieu thereof
- 18 the word "such".

- 19 6. By inserting in page nine (9), section nineteen (19),
20 line one (1), after the period the following:
21 "If both individuals to be named as parents are not a party
22 to the petition, the individual not a party shall also be given
23 at least ten days' notice of the hearing. The court shall pre-
24 scribe the manner of notice."
25 7. By inserting in page nine (9), line thirty-five (35),
26 after the word "matter" the following:
27 " , unless found by the court not to be available after
28 diligent inquiry,".
- 29 8. By striking in page ten (10), section twenty-five (25),
30 the word "paternity," in line thirty-five (35).
- 31 9. By striking in page eleven (11), section twenty-five
32 (25), line two (2), the words "or as provided by regulation".
- 33 10. By inserting in page eleven (11), section twenty-six
34 (26), after the word "registrar" in line sixteen (16) the
35 words "because of adoption or legitimization".
- 36 11. By inserting in page eleven (11), section twenty-seven
37 (27), after the word "typewritten" in line twenty-six (26) the
38 words "or printed".
- 39 12. By striking in page twelve (12), section twenty-nine
40 (29), lines eleven (11) and twelve (12), the words "When death
41 occurred without medical attendance or when" and inserting in
42 lieu thereof the word "When".
- 43 13. By striking in page twelve (12), section twenty-nine
44 (29), all of line fifteen (15) and inserting in lieu thereof
45 the words "as soon as practical".
- 46 14. By striking in page thirteen (13), section thirty-five
47 (35), lines thirty-two (32) through thirty-five (35), inclu-
48 sive, and line one (1) on page fourteen (14) and inserting in
49 lieu thereof the following:
50 "Sec. 35. Disinterment of a dead body or fetus shall be
51 allowed for the purpose of autopsy or reburial only, and then
52 only if accomplished by a licensed funeral director or em-
53 balmer. A permit for such disinterment and, thereafter, re-
54 interment shall be issued by the state registrar according to
55 rules and regulations adopted pursuant to chapter seventeen A
56 (17A) of the Code or when ordered by the district court of the
57 county in which such body is buried. The state registrar,
58 without a court order, shall not issue a permit without the
59 consent of the surviving spouse or in case of such spouse's
60 absence, death, or incapacity, the next of kin. Disinterment
61 for the purpose of reburial may be allowed by court order only
62 upon a showing of substantial benefit to the public. Disin-
63 terment for the purpose of autopsy or reburial by court order
64 shall be allowed only when reasonable cause is shown that some-
65 one is criminally or civilly responsible for such death, after
66 hearing, upon reasonable notice prescribed by the court to the
67 surviving spouse or in his or her absence, death, or incapacity,
68 the next of kin. Due consideration shall be given to the public
69 health, the dead, and the feeling of relatives."
70 15. By inserting in page fourteen (14), section thirty-
71 seven (37), after the period in line thirty (30) the follow-
72 ing:

73 "A properly indexed permanent record of marriage certifi-
74 cates upon microfilm, electronic computer, or data processing
75 equipment may be kept instead of marriage record books."

76 16. By inserting in page fifteen (15), line seven (7),
77 after the word "prepared" the words "by the clerk of court
78 or prepared by the party to whom the divorce is granted if
79 directed by the clerk".

80 17. By inserting in page fifteen (15), section thirty-
81 eight (38), after the period in line sixteen (16) the follow-
82 ing:

83 "A properly indexed record of divorces upon microfilm,
84 electronic computer, or data processing equipment may be kept
85 instead of divorce record books."

86 18. By inserting in page fifteen (15), line thirty-five
87 (35), after the word "jurisdiction" the words "or certificate
88 of the clerk of court pursuant to chapter six hundred seventy-
89 four (674) of the Code".

90 19. By striking from page sixteen (16), lines twenty-two
91 (22) through thirty-five (35), inclusive, and from page seven-
92 teen (17), lines one (1) through seven (7), inclusive.

93 20. By striking in page seventeen (17), lines eight (8)
94 through eleven (11), inclusive, and inserting in lieu thereof
95 the following:

96 "The state registrar shall make and promulgate, pursuant
97 to chapter seventeen A (17A) of the Code, reasonable rules
98 and regulations pertaining to inspection and disclosure of
99 information contained in vital statistics records not sealed
100 or held confidential by law, and the copying thereof. The
101 state registrar and clerk of the district court shall upon
102 request and the payment of a reasonable fee issue a certified
103 copy of any certificate or record in his custody or any part
104 thereof not sealed or held confidential by law. Each certi-
105 fied copy issued".

106 21. By striking in page eighteen (18), section forty-eight
107 (48), line two (2), the words "A fee of two dollars per copy"
108 and inserting in lieu thereof the words "A reasonable fee".

109 22. By inserting in page nineteen (19), section fifty-
110 four (54), after line thirty-three (33) the following new sub-
111 section:

112 "6. Disinventing a body in violation of section thirty-five
113 (35) of this Act."

114 23. By striking in page twenty (20), section fifty-five
115 (55), line two (2), the words ", or both such fine and im-
116 prisonment".

117 24. By striking in page twenty (20), section fifty-six
118 (56), all after the word "circumstances" in line thirteen (13)
119 and all of lines fourteen (14) through sixteen (16), inclusive,
120 and inserting in lieu thereof the words ", for such action as
121 is appropriate."

122 25. Section six hundred point one (600.1), Code 1966, is
123 hereby amended by striking in line thirty-four (34) the period
124 and inserting in lieu thereof the following:

125 "; and the information required pursuant to section twenty-
126 one (21) of this Act or a statement that such information is

127 not available after diligent inquiry."

128 26. Section five hundred ninety-eight point three (598.3),
129 Code 1966, is hereby amended by inserting in line twelve (12)
130 after the semicolon the following:

131 "Such information as required by section thirty-eight (38)
132 of this Act".

LEE H. GAUDINEER, JR.
HUGH H. CLARKE

1 Amend House File 260, as passed by the House, as follows:

2 1. By striking from page one (1), line fifteen (15),
3 the word "person" and inserting in lieu thereof the word
4 "resident".

5 2. By inserting after the period on page one (1), line
6 nineteen (19), the following:

7 "Nonresidents shall be charged the same fee for a permit
8 as that charged to Iowa residents, provided, that if an
9 Iowa resident is required to purchase a similar permit in the
10 state in which the nonresident resides, and the fee is greater
11 than the fee charged to residents of that state, the non-
12 resident shall be charged the same fee as that charged Iowa
13 residents in his state of residence. In no event shall the
14 charge for the permit be less than is charged to residents
15 of Iowa."

LUCAS J. DeKOSTER

1 Amend Senate File 1003 by adding a new section as follows:

2 Sec. 2. The general assembly hereby reaffirms the deter-
3 mination of intent contained in the section herein repealed
4 but directs that it be placed as a preamble to said Act.

JOHN L. MOWRY

1 Amend Senate File 1059 by striking from page 2,
2 lines 16, 17 and 18, the words "The latest current
3 report of the bureau of census, United States department
4 of commerce" and inserting in lieu thereof the words
5 "The most recent federal decennial census".

ELMER F. LANGE

1 Amend Senate File 1059 by striking from page 3, lines 18
2 through 23, inclusive, and inserting in lieu thereof the following:
3 Sec. 7. This Act being deemed of immediate importance shall be in
4 full force and effect from and after its passage and publication in Adams
5 County Free Press a newspaper published at Corning, Iowa and
6 the Creston News-Advertiser a newspaper published at Creston,
7 Iowa.

JAMES BRILES

1 Amend House File 1032, line 9, by striking the word
2 "Scientists" and inserting in lieu thereof the words
3 "Science practitioners".

LUCAS J. DeKOSTER

On motion of Senator Rigler, the Senate adjourned until 9:00
a.m., Friday, January 16, 1970.

JOURNAL OF THE SENATE

FIFTH DAY

SENATE CHAMBER,
DES MOINES, IOWA, FRIDAY, JANUARY 16, 1970.

The Senate met in regular session, President pro tempore Lange presiding.

Prayer was offered by the Reverend Perry Brown, pastor of the St. John's Lutheran Church, Charles City, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Thursday, January 15, 1970, was approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Weimer for the day on request of Senator Coleman.

PETITIONS

The following petitions were presented and placed on file:

By Senator Dodds, from fifteen residents of Des Moines County asking for longevity in the merit system.

By Senator Laverty, from sixteen residents of Marion County in favor of placing the Iowa Braille and Sight Saving School under the leadership of the Iowa Commission for the Blind.

CONSIDERATION OF BILLS

Senate File 588

On motion of Senator McGill, Senate File 588, a bill for an act relating to boating on artificial lakes and impoundments, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

On the question "Shall the bill pass?" (S.F. 588) the vote was:

Ayes, 55:

Anderson
Arbuckle

Balloun
Bass

Bortell
Briles

Brownlee
Clarke

Coleman	Gilley	McGill	Rabedaux
Conklin	Glenn	Messerly	Rigler
Curran	Hill	Mogged	Schaben
Davis	Keith	Mowry	Shaff
DeHart	Klink	Neu	Shirley
DeKoster	Kosek	Nicholson	Smith
Denman	Kyhl	Ollenburg	Stephens
Dodds	Lamborn	O'Malley	Sullivan
Erskine	Lange	Orr	Thordsen
Frey	Laverty	Palmer	Van Gilst
Frommelt	Leonard	Potgeter	Walsh
Gaudineer	Lucken	Potter	

Nays, none.

Absent or not voting, 6:

Doderer	Hougen	Reichardt	Weimer
Griffin	Parker		

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

House File 56

On motion of Senator DeKoster, House File 56, a bill for an act to prohibit the discharge of sewage or certain other wastes into open ditches along the right-of-way of any highway or public road, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Potgeter moved that House File 56 be re-referred to the committee on transportation and called for a division.

The motion lost.

Senator Potgeter offered the following amendment:

Amend House File 56 as follows:

1. By striking from page 1, line 5, the word "person,".
2. By striking from page 2, line 7, the word "person,".

Senator Rigler raised a point of order on the amendment for the reason that the same amendment had been rejected by the House.

The Chair ruled the point well taken and the amendment out of order.

Senator Potgeter offered the following amendment and moved its adoption:

Amend House File 56 by adding the following new section:

"This Act shall not apply to any single private homestead which has a sewage system which has been in operation prior to the effective date of this Act."

The amendment lost.

Senator Potgeter offered the following amendment and moved its adoption:

Amend House File 56, page 2, line 5, by inserting after the word "Act" the following: "not later than July 1, 1971".

The amendment was adopted.

HOUSE FILE 56 DEFERRED

Senator Frommelt moved that further action on **House File 56** be deferred and that the bill be placed on the calendar under unfinished business.

Division was called for.

The motion prevailed.

VISITOR

Senator Bass rose on a point of personal privilege and presented the Honorable Frank M. Hoxie, former member of the Senate from Fremont and Page Counties.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up for consideration Senate File 1055.

Senate File 1055

On motion of Senator Keith, Senate File 1055, a bill for an act to provide a relocation advisory assistance program and relocation payments to persons displaced by highway projects, was taken up and considered.

Senator Gaudineer offered the following amendment filed by Senators Gaudineer, Keith and Lamborn and moved its adoption:

Amend Senate File 1055 by adding a new section following section 11.

"Any private person, corporation, utility or entity authorized by law to acquire property by eminent domain that does acquire the property of any person after the effective date of this act, who is displaced thereby, shall pay to such person, in addition to all other sums of money required by law, a displacement allowance in accordance with sections three (3) and four (4) and five (5) of this Act. The displacement allowance shall be paid in the manner provided in this Act and pursuant to the rules and regulations promulgated by the commission. Any person aggrieved by a determination as to eligibility for a payment or the amount of such payment may, upon application, have the matter reviewed by the commission. The decision of the commission upon review shall be final as to all parties. Any private person, corporation, utility, or entity authorized by law to acquire property by eminent domain that proposes to acquire the property of any person who will be displaced by

such acquisition, shall inform such person of his right to receive a displacement allowance and, if his entitlement thereto or the amount thereof is in dispute, his right of appeal to the commission."

The amendment was adopted.

Senator Walsh offered the following amendment and moved its adoption:

Amend Senate File 1055 by adding after page 7, line 13, the following new section:

This Act being deemed of immediate importance shall be in full force and effect from and after its publication in The Telegraph-Herald, a newspaper published at Dubuque, Iowa, and The Cascade Pioneer-Advertiser, a newspaper published at Cascade, Iowa.

The amendment was adopted.

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

On the question "Shall the bill pass?" (S.F. 1055) the vote was:

Ayes, 53:

Anderson	Dodds	Lamborn	Potter
Arbuckle	Erskine	Laverty	Rabedeaux
Bass	Frey	Leonard	Reichardt
Bortell	Frommelt	Lucken	Rigler
Briles	Gaudineer	McGill	Schaben
Brownlee	Gilley	Mogged	Shaff
Clarke	Glenn	Mowry	Shirley
Coleman	Hill	Neu	Smith
Conklin	Hougen	Nicholson	Stephens
Curran	Keith	Ollenburg	Sullivan
Davis	Klink	Orr	Thordsen
DeHart	Kosek	Palmer	Van Gilst
DeKoster	Kyhl	Potgeter	Walsh
Denman			

Nays, 2:

Balloun	Lange
---------	-------

Absent or not voting, 6:

Doderer	Messerly	Parker	Weimer
Griffin	O'Malley		

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

INTRODUCTION OF BILLS

Senate File 1070, by committee on judiciary, a bill for an act relating to the clerk of district court.

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

Senate File 1071, by Senator Frey (Van Nostrand), a bill for an act relating to the maximum rate of interest on general obligation bonds issued by school corporations.

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

MESSAGE FROM THE HOUSE

The following message was received from the House:

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

Senate File 33, a bill for an act relating to roadside parks.

WILLIAM R. KENDRICK, Chief Clerk

PRESENTATION OF VISITOR

Senator Kosek rose on a point of personal privilege and presented to the Senate the Honorable Cecil A. Reed, former member of the House of Representatives from Linn County.

SENATE FILE 684 WITHDRAWN

Senator Lamborn asked and received unanimous consent that **Senate File 684** be withdrawn from further consideration of the Senate.

President Jepsen took the chair at 11:15 a.m.

CONSIDERATION OF BILLS

Senate File 1059

On motion of Senator Sullivan, **Senate File 1059**, a bill for an act to make the latest increase in compensation of certain county officers retroactive to July 1, 1969, independent of the valuation of moneys and credits assessed in the county, to reinstate additional compensation for certain county officers in counties having two places at which district court is held, and to legalize certain payments previously made, was taken up and considered.

Senator Briles offered the following amendment and moved its adoption:

Amend Senate File 1059 by striking from page 3, lines 18 through 23, inclusive, and inserting in lieu thereof the following:

Sec. 7. This Act being deemed of immediate importance shall be in full force and effect from and after its passage and publication in **Adams County Free Press**, a newspaper published at Corning, Iowa and the **Creston News-Advertiser**, a newspaper published at Creston, Iowa.

The amendment was adopted.

Senator Lange offered the following amendment and moved its adoption:

Amend Senate File 1059 by striking from page 2, lines 16, 17 and 18, the words "The latest current report of the bureau of the census, United States department of commerce" and inserting in lieu thereof the words "The most recent federal decennial census".

The amendment lost.

Senator Coleman offered the following amendment and moved its adoption:

Amend Senate File 1059 as follows:

1. By striking from line 13 on page 2 the word "December" and inserting in lieu thereof the word "January".

The amendment lost.

Senator Lamborn offered the following amendment:

Amend Senate File 1059, page 3, by inserting after line 17 the following new section:

"County officers and their deputies subject to this Act shall be required to maintain a regular working schedule of at least forty hours per week."

Senator Denman raised a point of order on the amendment for the reason that it was not germane to the title of the bill.

The Chair ruled the point not well taken and the amendment in order.

Senator Lamborn moved the adoption of his amendment.

Roll call was requested.

On the question "Shall the amendment be adopted?" (S.F. 1059) the vote was:

Ayes, 16:

Arbuckle	Kosek	Mowry	Shaff
Balloun	Lamborn	Nicholson	Stephens
Coleman	Lange	Potter	Van Gilst
DeKoster	Lucken	Rigler	Walsh

Nays, 38:

Bass	Erskine	Klink	Orr
Bortell	Frey	Kyhl	Palmer
Briles	Frommelt	Laverty	Potgeter
Brownlee	Gaudineer	Leonard	Rabedeaux
Clarke	Gilley	McGill	Reichardt
Conklin	Glenn	Messerly	Schaben
Curran	Griffin	Mogged	Shirley
DeHart	Hill	Neu	Sullivan
Denman	Hougen	Ollenburg	Thordsen
Dodds	Keith		

Absent or not voting, 7:

Anderson	Doderer	Parker	Weimer
Davis	O'Malley	Smith	

The amendment lost.

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

On the question "Shall the bill pass?" (S.F. 1059) the vote was:

Ayes, 56:

Anderson	Dodds	Kyhl	Palmer
Arbuckle	Doderer	Lamborn	Potgeter
Balloun	Erskine	Lange	Potter
Bass	Frey	Laverty	Rabedeaux
Bortell	Frommelt	Leonard	Reichardt
Briles	Gaudineer	Lucken	Rigler
Brownlee	Gilley	McGill	Schaben
Clarke	Glenn	Messerly	Shaff
Coleman	Griffin	Mogged	Shirley
Conklin	Hill	Mowry	Stephens
Curran	Hougen	Neu	Sullivan
DeHart	Keith	Nicholson	Thordsen
DeKoster	Klink	Ollenburg	Van Gilst
Denman	Kosek	Orr	Walsh

Nays, none.

Absent or not voting, 5:

Davis	Parker	Smith	Weimer
O'Malley			

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

Senator Rigler asked and received unanimous consent that Senate File 1059 be immediately messaged to the House, which request was complied with.

House File 352

On motion of Senator Klink, House File 352, a bill for an act relating to the use of studded tires, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

On the question "Shall the bill pass?" (H.F. 352) the vote was:

Ayes, 53:

Anderson	Bortell	Coleman	DeKoster
Arbuckle	Briles	Conklin	Denman
Balloun	Brownlee	Curran	Dodds
Bass	Clarke	DeHart	Doderer

Erskine	Kyhl	Mowry	Reichardt
Frey	Lamborn	Neu	Rigler
Gaudineer	Lange	Nicholson	Schaben
Gilley	Laverty	Ollenburg	Smith
Glenn	Leonard	Orr	Stephens
Griffin	Lucken	Palmer	Sullivan
Hougen	McGill	Potgeter	Thordsen
Keith	Messerly	Potter	Van Gilst
Klink	Mogged	Rabedeaux	Walsh
Kosek			

Nays, none.

Voting present, 1:

Hill

Absent or not voting, 7:

Davis	O'Malley	Shaff	Weimer
Frommelt	Parker	Shirley	

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

House File 1028

On motion of Senator DeKoster, House File 1028, a bill for an act relating to crimes punishable by death, was taken up and considered.

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

On the question "Shall the bill pass?" (H.F. 1028) the vote was:

Ayes, 52:

Anderson	Denman	Lamborn	Palmer
Arbuckle	Doderer	Lange	Potgeter
Balloun	Erskine	Laverty	Potter
Bass	Frey	Leonard	Rabedeaux
Bortell	Gaudineer	Lucken	Reichardt
Briles	Gilley	McGill	Rigler
Brownlee	Glenn	Mogged	Schaben
Clarke	Griffin	Mowry	Smith
Coleman	Hougen	Neu	Stephens
Conklin	Keith	Nicholson	Sullivan
Curran	Klink	Ollenburg	Thordsen
DeHart	Kosek	O'Malley	Van Gilst
DeKoster	Kyhl	Orr	Walsh

Nays, none.

Absent or not voting, 9:

Davis	Hill	Parker	Shirley
Dodds	Messerly	Shaff	Weimer
Frommelt			

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

House File 1030

On motion of Senator DeKoster, House File 1030, a bill for an act to correct an erroneous reference in the chattel loan statutes, was taken up and considered.

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

On the question "Shall the bill pass?" (H.F. 1030) the vote was:

Ayes, 53:

Anderson	Erskine	Lange	Palmer
Arbuckle	Frey	Laverty	Potgeter
Balloun	Frommelt	Leonard	Potter
Bass	Gaudineer	Lucken	Rabedaux
Bortell	Gilley	McGill	Reichardt
Briles	Glenn	Messerly	Rigler
Brownlee	Griffin	Mogged	Schaben
Clarke	Hougen	Mowry	Smith
Coleman	Keith	Neu	Stephens
Conklin	Klink	Nicholson	Sullivan
Curran	Kosek	Ollenburg	Thordsen
DeHart	Kyhl	O'Malley	Van Gilst
DeKoster	Lamborn	Orr	Walsh
Doderer			

Nays, none.

Absent or not voting, 8:

Davis	Dodds	Parker	Shirley
Denman	Hill	Shaff	Weimer

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

House File 1031

On motion of Senator DeKoster, House File 1031, a bill for an act relating to salaries of conservation officers as amended, was taken up and considered.

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

On the question "Shall the bill pass?" (H.F. 1031) the vote was:

Ayes, 51:

Anderson	Curran	Hougen	McGill
Arbuckle	DeHart	Keith	Messerly
Balloun	DeKoster	Klink	Mogged
Bass	Doderer	Kosek	Mowry
Bortell	Erskine	Kyhl	Neu
Briles	Frey	Lamborn	Nicholson
Brownlee	Gaudineer	Lange	Ollenburg
Clarke	Gilley	Laverty	O'Malley
Coleman	Glenn	Leonard	Orr
Conklin	Griffin	Lucken	Palmer

Potgeter	Reichardt	Stephens	Van Gilst
Potter	Rigler	Sullivan	Walsh
Rabedeaux	Schaben	Thordsen	

Nays, none.

Absent or not voting, 10:

Davis	Frommelt	Shaff	Smith
Denman	Hill	Shirley	Weimer
Dodds	Parker		

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

House File 1032

On motion of Senator DeKoster, House File 1032, a bill for an act to clarify the basic science law, was taken up and considered.

Senator DeKoster offered the following amendment and moved its adoption:

Amend House File 1032, line 9, by striking the word "Scientists" and inserting in lieu thereof the words "Science practitioners".

The amendment was adopted.

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

On the question "Shall the bill pass?" (H.F. 1032) the vote was:

Ayes, 52:

Anderson	Doderer	Lamborn	Orr
Arbuckle	Erskine	Lange	Palmer
Balloun	Frey	Laverty	Potgeter
Bass	Frommelt	Leonard	Potter
Bortell	Gaudineer	Lucken	Rabedeaux
Briles	Gilley	McGill	Reichardt
Brownlee	Glenn	Messerly	Rigler
Clarke	Griffin	Mogged	Schaben
Coleman	Hougen	Mowry	Stephens
Conklin	Keith	Neu	Sullivan
Curran	Klink	Nicholson	Thordsen
DeHart	Kosek	Ollenburg	Van Gilst
DeKoster	Kyhl	O'Malley	Walsh

Nays, none.

Absent or not voting, 9:

Davis	Hill	Shaff	Smith
Denman	Parker	Shirley	Weimer
Dodds			

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

House File 1033

On motion of Senator DeKoster, House File 1033, a bill for an act relating to the publication of the Code, was taken up and considered.

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

On the question "Shall the bill pass?" (H.F. 1033) the vote was:

Ayes, 53:

Anderson	Erskine	Lamborn	Orr
Arbuckle	Frey	Lange	Palmer
Balloun	Frommelt	Laverty	Potgeter
Bass	Gaudineer	Leonard	Potter
Bortell	Gilley	Lucken	Rabedeaux
Briles	Glenn	McGill	Reichardt
Brownlee	Griffin	Messerly	Rigler
Clarke	Hill	Mogged	Schaben
Coleman	Hougen	Mowry	Stephens
Conklin	Keith	Neu	Sullivan
Curran	Klink	Nicholson	Thordsen
DeHart	Kosek	Ollenburg	Van Gilst
DeKoster	Kyhl	O'Malley	Walsh
Doderer			

Nays, none.**Absent or not voting, 8:**

Davis	Dodds	Shaff	Smith
Denman	Parker	Shirley	Weimer

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

House File 1036

On motion of Senator DeKoster, House File 1036, a bill for an act to correct an erroneous reference in the Medical Assistant Act of the Sixty-second General Assembly, was taken up and considered.

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

On the question "Shall the bill pass?" (H.F. 1036) the vote was:

Ayes, 51:

Arbuckle	DeHart	Hougen	McGill
Balloun	DeKoster	Keith	Messerly
Bass	Doderer	Klink	Mogged
Bortell	Erskine	Kosek	Mowry
Briles	Frey	Kyhl	Neu
Brownlee	Frommelt	Lamborn	Nicholson
Clarke	Gilley	Lange	Ollenburg
Coleman	Glenn	Laverty	O'Malley
Conklin	Griffin	Leonard	Orr
Curran	Hill	Lucken	Palmer

Potgeter	Reichardt	Stephens	Van Gilst
Potter	Rigler	Sullivan	Walsh
Rabedeaux	Schaben	Thordsen	

Nays, none.

Absent or not voting, 10:

Anderson	Dodds	Shaff	Smith
Davis	Gaudineer	Shirley	Weimer
Denman	Parker		

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

House File 1037

On motion of Senator DeKoster, House File 1037, a bill for an act relating to the legislative members of the Higher Education Facilities Commission, was taken up and considered.

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

On the question "Shall the bill pass?" (H.F. 1037) the vote was:

Ayes, 51:

Anderson	Doderer	Kyhl	Orr
Arbuckle	Erskine	Lange	Palmer
Balloun	Frey	Laverty	Potgeter
Bass	Frommelt	Leonard	Potter
Bortell	Gaudineer	Lucken	Rabedeaux
Briles	Gilley	McGill	Rigler
Brownlee	Glenn	Messenger	Schaben
Clarke	Griffin	Mogged	Stephens
Coleman	Hill	Mowry	Sullivan
Conklin	Hougen	Neu	Thordsen
Curran	Keith	Nicholson	Van Gilst
DeHart	Klink	Ollenburg	Walsh
DeKoster	Kosek	O'Malley	

Nays, none.

Absent or not voting, 10:

Davis	Lamborn	Shaff	Smith
Denman	Parker	Shirley	Weimer
Dodds	Reichardt		

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

INTRODUCTION OF BILLS

Senate File 1072, by Senator DeKoster, a bill for an act to forbid the use of the highways of this state to habitual offenders of the traffic laws, and to provide punishment for those who violate the provisions of this act.

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

Senate File 1073, by Senator Potgeter (Welden), a bill for an act relating to the sales tax.

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

Senate File 1074, by Senator Walsh, a bill for an act relating to the salaries of bailiffs and clerks of the municipal courts.

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

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate File 97, a bill for an act relating to the filing of retail licensee prices.

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

Senate File 257 a bill for an act to prevent dual regulation of certain annuity and endowment contracts.

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

Senate File 475, a bill for an act to provide for incentive awards to state employees.

WILLIAM R. KENDRICK, Chief Clerk

EXPLANATION OF VOTE

I move to be recorded as voting "aye" on House File 352 and House File 1028.

CHARLES K. SULLIVAN

COMMUNICATION FROM THE SECRETARY OF THE SENATE

The report of the State Board of Tax Review has been received and is now on file in the office of the Secretary of the Senate.

BILL SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on January 15, 1970, he approved and transmitted to the Secretary of State the following bill:

H. F. 1025—Relating to funds for manufacture of motor vehicle registration plates.

MOTIONS TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which the Lucken amendment to House Joint Resolution 6, filed January 14, 1970, and found on pages 96-99, inclusive, of the Senate Journal, failed to be adopted.

CHESTER HOUGEN

MR. PRESIDENT: I move to reconsider the vote by which the Lucken amendment filed January 15, 1970, to the main Lucken amendment filed January 14, 1970, to House Joint Resolution 6, was adopted.

J. HENRY LUCKEN

AMENDMENTS FILED

- 1 Amend Senate File 1026 by inserting on page
- 2 two (2), line twenty-seven (27), after the word
- 3 "regents" the words "and the state highway commission".

CHESTER HOUGEN

- 1 Amend House File 56 as follows:
- 2 1. By striking from page 1, line 11, the comma after
- 3 the word "liquids" in line eleven (11) and inserting a
- 4 period in lieu thereof.
- 5 2. By striking from page 1, lines 12 through 25,
- 6 inclusive.
- 7 3. By striking from page 2, line 1.

MARVIN SMITH

- 1 Amend House File 56, page 1, line 9, by striking the following:
- 2 " , any type of sewage, including".

QUENTIN ANDERSON

- 1 Amend House File 357 as follows:
- 2 1. By inserting after line eight (8) the following new
- 3 section:
- 4 "Sec. 2. Section six hundred five A point fourteen
- 5 (605A.14), Code 1966, is hereby amended by striking from line
- 6 two (2) the words 'or district' and inserting in lieu thereof
- 7 the words ' , district, or municipal'."
- 8 2. By striking from the title the words "the disability
- 9 of" and inserting in lieu thereof the words "retirement bene-
- 10 fits for".

CHARLES K. SULLIVAN

On motion of Senator Rigler, the Senate adjourned until 10:00 a.m., Monday, January 19, 1970.

JOURNAL OF THE SENATE

EIGHTH DAY

SENATE CHAMBER,
DES MOINES, IOWA, MONDAY, JANUARY 19, 1970.

The Senate met in regular session, President Jepsen presiding.

Prayer was offered by the Reverend Jack Singleton, pastor of the United Methodist Church, Indianola, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Friday, January 16, 1970, was approved.

PETITION

The following petition was presented and placed on file:

By Senator Potgeter, from twenty-three residents of Franklin, Grundy, and Hardin Counties opposing legalized abortion in the State of Iowa.

CONSIDERATION OF BILLS

Senate File 340

On motion of Senator Briles, Senate File 340, a bill for an act relating to election returns, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

On the question "Shall the bill pass?" (S.F. 340) the vote was:

Ayes, 56:

Anderson	Erskine	Lange	Potgeter
Arbuckle	Frey	Lavery	Potter
Balloun	Frommelt	Leonard	Rabedeaux
Bass	Gaudineer	Lucken	Rigler
Bortell	Gilley	McGill	Schaben
Briles	Glenn	Messerly	Shaff
Brownlee	Griffin	Mogged	Shirley
Clarke	Hill	Neu	Smith
Coleman	Hougen	Nicholson	Stephens
Conklin	Keith	Ollenburg	Sullivan
Curran	Klink	O'Malley	Thordsen
Davis	Kosek	Orr	Van Gilst
DeHart	Kyhl	Palmer	Walsh
Doderer	Lamborn	Parker	Weimer

Nays, none.

Absent or not voting, 5:

DeKoster	Dodds	Mowry	Reichardt
Denman			

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

Senate File 452

On motion of Senator Kyhl, Senate File 452, a bill for an act relating to federal tax liens on vehicles for which a certificate of title is required, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

On the question "Shall the bill pass?" (S.F. 452) the vote was:

Ayes 56:

Anderson	Erskine	Lange	Potgeter
Arbuckle	Frey	Laverty	Potter
Balloun	Frommelt	Leonard	Rabedeaux
Bass	Gaudineer	Lucken	Rigler
Bortell	Gilley	McGill	Schaben
Briles	Glenn	Messerly	Shaff
Brownlee	Griffin	Mogged	Shirley
Clarke	Hill	Neu	Smith
Coleman	Hougen	Nicholson	Stephens
Conklin	Keith	Ollenburg	Sullivan
Curran	Klink	O'Malley	Thordsen
Davis	Kosek	Orr	Van Gilst
DeHart	Kyhl	Palmer	Walsh
Doderer	Lamborn	Parker	Weimer

Nays, none.

Absent or not voting, 5:

DeKoster	Dodds	Mowry	Reichardt
Denman			

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

Senate File 643

On motion of Senator Kyhl, Senate File 643, a bill for an act relating to the registration of motor vehicles by a nonresident, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

On the question "Shall the bill pass?" (S.F. 643) the vote was:

Ayes, 57:

Anderson	Frey	Laverty	Potgeter
Arbuckle	Frommelt	Leonard	Potter
Balloun	Gaudineer	Lucken	Rabedeaux
Bass	Gilley	McGill	Rigler
Bortell	Glenn	Messerly	Schaben
Briles	Griffin	Mogged	Shaff
Brownlee	Hill	Mowry	Shirley
Clarke	Hougen	Neu	Smith
Coleman	Keith	Nicholson	Stephens
Conklin	Klink	Ollenburg	Sullivan
Curran	Kosek	O'Malley	Thordsen
Davis	Kyhl	Orr	Van Gilst
DeHart	Lamborn	Palmer	Walsh
Doderer	Lange	Parker	Weimer
Erskine			

Nays, none.

Absent or not voting, 4:

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

House File 106

On motion of Senator Messerly, House File 106, a bill for an act relating to members of the General Assembly of the State of Iowa and repealing chapter thirty-eight B (38B), Code 1966, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

On the question "Shall the bill pass?" (H.F. 106) the vote was:

Ayes, 59:

Anderson	Erskine	Laverty	Potter
Arbuckle	Frey	Leonard	Rabedeaux
Balloun	Frommelt	Lucken	Reichardt
Bass	Gaudineer	McGill	Rigler
Bortell	Gilley	Messerly	Schaben
Briles	Glenn	Mogged	Shaff
Brownlee	Griffin	Mowry	Shirley
Clarke	Hill	Neu	Smith
Coleman	Hougen	Nicholson	Stephens
Conklin	Keith	Ollenburg	Sullivan
Curran	Klink	O'Malley	Thordsen
Davis	Kosek	Orr	Van Gilst
DeHart	Kyhl	Palmer	Walsh
DeKoster	Lamborn	Parker	Weimer
Doderer	Lange	Potgeter	

Nays, none.

Absent or not voting, 2:

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

House File 353

On motion of Senator Griffin, House File 353, a bill for an act relating to the renewal fees for certificates of registration of professional engineers and land surveyors, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

On the question "Shall the bill pass?" (H.F. 353) the vote was:

Ayes, 60:

Anderson	Doderer	Lange	Potgeter
Arbuckle	Erskine	Lavery	Potter
Balloun	Frey	Leonard	Rabedeaux
Bass	Frommelt	Lucken	Reichardt
Bortell	Gaudineer	McGill	Rigler
Briles	Gilley	Messerly	Schaben
Brownlee	Glenn	Mogged	Shaff
Clarke	Griffin	Mowry	Shirley
Coleman	Hill	Neu	Smith
Conklin	Hougen	Nicholson	Stephens
Curran	Keith	Ollenburg	Sullivan
Davis	Klink	O'Malley	Thordsen
DeHart	Kosek	Orr	Van Gilst
DeKoster	Kyhl	Palmer	Walsh
Denman	Lamborn	Parker	Weimer

Nays, none.

Absent or not voting, 1:

Dodds

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

House File 506

On motion of Senator Walsh, House File 506, a bill for an act relating to salaries of bailiffs and clerks of the municipal court, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

On the question "Shall the bill pass?" (H.F. 506) the vote was:

Ayes, 58:

Anderson	Bass	Brownlee	Curran
Arbuckle	Bortell	Clarke	Davis
Balloun	Briles	Conklin	DeHart

DeKoster	Klink	Neu	Rigler
Doderer	Kosek	Nicholson	Schaben
Erskine	Kyhl	Ollenburg	Shaff
Frey	Lamborn	O'Malley	Shirley
Frommelt	Lange	Orr	Smith
Gaudineer	Laverty	Palmer	Stephens
Gilley	Leonard	Parker	Sullivan
Glenn	Lucken	Potgeter	Thordsen
Griffin	McGill	Potter	Van Gilst
Hill	Messerly	Rabedeaux	Walsh
Hougen	Mogged	Reichardt	Weimer
Keith	Mowry		

Nays, none.

Absent or not voting, 3:

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

House File 560

On motion of Senator Van Gilst, House File 560, a bill for an act to prohibit a refund of liquor control license fees while charges against the licensee are pending before the Iowa liquor control commission, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

On the question "Shall the bill pass?" (H.F. 560) the vote was:

Ayes, 57:

Anderson	Frey	Laverty	Potter
Arbuckle	Frommelt	Lucken	Rabedeaux
Balloun	Gaudineer	McGill	Reichardt
Bass	Gilley	Messerly	Rigler
Bortell	Glenn	Mogged	Schaben
Briles	Griffin	Mowry	Shaff
Brownlee	Hill	Neu	Shirley
Clarke	Hougen	Nicholson	Smith
Coleman	Keith	Ollenburg	Stephens
Conklin	Klink	O'Malley	Sullivan
Curran	Kosek	Orr	Thordsen
Davis	Kyhl	Palmer	Van Gilst
DeHart	Lamborn	Parker	Walsh
DeKoster	Lange	Potgeter	Weimer
Erskine			

Nays, none.

Absent or not voting 4:

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

Senate File 1038

On motion of Senator Shirley, Senate File 1038, a bill for an act to legalize and validate the proceedings of the Board of Supervisors of Dallas County, Iowa, authorizing and providing for the issuance of county home bonds of said county and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said county, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

On the question "Shall the bill pass?" (S.F. 1038) the vote was:

Ayes, 59:

Anderson	Erskine	Laverty	Potter
Arbuckle	Frey	Leonard	Rabedeaux
Balloun	Frommelt	Lucken	Reichardt
Bass	Gaudineer	McGill	Rigler
Bortell	Gilley	Messerly	Schaben
Briles	Glenn	Mogged	Shaff
Brownlee	Griffin	Mowry	Shirley
Clarke	Hill	Neu	Smith
Conklin	Hougen	Nicholson	Stephens
Curran	Keith	Ollenburg	Sullivan
Davis	Klink	O'Malley	Thordsen
DeHart	Kosek	Orr	Van Gilst
DeKoster	Kyhl	Palmer	Walsh
Denman	Lamborn	Parker	Weimer
Doderer	Lange	Potgeter	

Nays, none.

Absent or not voting, 2:

Coleman Dodds

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

House File 785

On motion of Senator Gilley, House File 785, a bill for an act relating to watchmakers and repairmen, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

On the question "Shall the bill pass?" (H.F. 785) the vote was:

Ayes, 50:

Anderson	Balloun	Bortell	Brownlee
Arbuckle	Bass	Briles	Clarke

Conklin	Hougen	Neu	Rigler
Curran	Keith	Nicholson	Shaff
Davis	Klink	Ollenburg	Shirley
DeHart	Kosek	O'Malley	Smith
DeKoster	Kyhl	Orr	Stephens
Erskine	Lamborn	Parker	Sullivan
Frey	Laverty	Potgeter	Thordsen
Gilley	McGill	Potter	Van Gilst
Glenn	Messerly	Rabedeaux	Walsh
Griffin	Mogged	Reichardt	Weimer
Hill	Mowry		

Nays, 5:

Coleman	Gaudineer	Lucken	Palmer
Frommelt			

Absent or not voting, 6:

Denman	Doderer	Leonard	Schaben
Dodds	Lange		

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

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Mogged, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 184, 292 and 385.

CHARLES G. MOGGED
Chairman, Senate Committee
ELIZABETH SHAW
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: Senate Files 184, 292 and 385.

BILLS SENT TO THE GOVERNOR

Senator Mogged, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 19th day of January, 1970, sent to the Governor for his approval: Senate Files 184, 292 and 385.

CHARLES G. MOGGED, Chairman

Passed on file.

INTRODUCTION OF BILLS

Senate File 1075, by Senator Frommelt, a bill for an act to permit sale of liquor at discount to liquor control licensees.

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

Senate File 1076, by committee on law enforcement, a bill for an act relating to venue in forgery cases.

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

Senate File 1077, by Senators Walsh, Neu and Frommelt (Ellsworth, Knoblauch, Crabb, Blouin, Lipsky, Kennedy of Dubuque, Fischer of Grundy, Millen and McCormick), a bill for an act to provide an area vocational school for Delaware, Dubuque and Jackson Counties.

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

Senate File 1078, by Senators Mowry, Mogged, Potgeter, Dodds, Leonard, Lange, Thordsen, Lucken, Hougen, Sullivan, Briles, Kyhl, Coleman, Erskine, Ollenburg, Curran, Frey, Balloun, Potter, Lam-born and Conklin (Fischer of Grundy, Miller of Marshall, Logue, Kennedy of Dubuque, Edgington, Johnson of Audubon-Guthrie, Dietz and Weichman), a bill for an act to appropriate from the general fund of the state of Iowa for capital improvements at the Iowa soldiers' home at Marshalltown.

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

Senate File 1079, by committee on conservation and recreation, a bill for an act relating to conservation.

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

On motion of Senator Rigler, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The Senate reconvened, Senator O'Malley presiding.

VISITORS

Fourteen students from Sacred Heart School, Fort Dodge, Iowa.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate File 124, a bill for an act relating to attorney fees.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 364, a bill for an act relating to nonprofit corporations.

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

House File 199, a bill for an act relating to vital statistics.

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

House File 285, a bill for an act relating to the death of persons resulting from the operation of motor vehicles, and imposing penalties therefor.

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

House File 452, a bill for an act relating to transient or movable lunch stands.

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

House File 487, a bill for an act relating to bedding sanitation in hotels, motels, and motor inns.

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

House File 564, a bill for an act relating to the selection of jurors and talesmen.

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

House File 589, a bill for an act relating to county ambulance service.

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

House File 606, a bill for an act relating to attorney fees paid by the county for the defense of persons financially unable to employ an attorney.

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

House File 694, a bill for an act relating to the powers and duties of the Iowa development commission.

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

House File 737, a bill for an act to legalize the hospital maintenance levy heretofore made in the county of Humboldt.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 124

Amend Senate File 124 by striking everything after the enacting clause and inserting in lieu thereof the following:

Section 1. As used in this Act:

1. "Attorney" means a lawyer appointed by a court to represent an incompetent or indigent person.
2. "Client" means an incompetent or indigent person represented by a court-appointed lawyer or public defender.

3. "Financial statement" means a full disclosure of all assets, liabilities, current income, dependents and such other information as the court or public defender may require to determine if the client should have legal assistance at public expense.

Sec. 2. Before an attorney is appointed under the provisions of sections sixty-eight point eight (68.8), one hundred forty-five point seventeen (145.17), one hundred forty-five point nineteen (145.19), two hundred twenty-two point twenty-two (222.22), two hundred thirty-two point twenty-eight (232.28), seven hundred seventy-five point four (775.4) or seven hundred seventy-seven point twelve (777.12) of the Code, or to represent any person charged with a crime in this state, the court shall require the client, or his parent, guardian, or custodian to complete under oath a detailed financial statement.

Sec. 3. Any person requesting the assistance of a public defender under the provisions of chapter three hundred thirty-six A (336A) of the Code shall be required to complete a financial statement.

Sec. 4. Whenever a client is granted legal assistance at public expense, the financial statement required by this Act shall be filed in the client's court file and shall be retained as a permanent part thereof.

Sec. 5. Any person that submits to a court or to a public defender a materially false financial statement, for the purpose of obtaining legal assistance at public expense, shall be guilty of a misdemeanor and shall be punished by a fine of not more than one hundred dollars or by imprisonment for not more than thirty days.

Sec. 6. If a court finds that a person should have legal assistance, and is financially able to secure counsel but refuses to employ an attorney, the court shall appoint an attorney to represent such person at public expense. The attorney fee paid by the state or county in such cases shall be taxed as part of the court costs against the person receiving the legal assistance, and the state or county shall be reimbursed for said fee when the court costs are paid.

Sec. 7. Section seven hundred seventy-five point six (775.6), Code 1966, is hereby repealed and the following enacted in lieu thereof:

"Any attorney appointed at public expense may receive, or contract to receive, a partial payment on behalf of the client he is appointed to represent. Such attorney shall fully disclose to the court by affidavit, any sums he has received or contracted for, and any such sums shall be considered by the court in determining the portion of the attorney fees to be paid by the public."

Further amend by striking from the title everything after the word "relating" and inserting in lieu thereof the following: "to court-appointed counsel and public defenders."

HOUSE AMENDMENT TO SENATE FILE 364

Amend Senate File 364 page 3, by adding at the end of Sec. 7 the following paragraph:

"Section five hundred four A point eighty-five (504A.85), Code 1966, is hereby further amended by striking from line one (1) of subsection seven (7) the word 'or' and inserting in lieu thereof the word 'of'."

INTRODUCTION OF BILLS

Senate File 1080, by Senator Mowry, a bill for an act to legalize a transfer of real property from the board of directors of the LeGrand consolidated school district, LeGrand, Iowa, to Alfred J. Witham.

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

Senate File 1081, by committee on social services (Radl, Dooley and Andersen), a bill for an act to change the requirement for third-party medical assistance from a mandatory requirement to a permissive requirement.

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

Senate File 1082, by Senator Schaben, a bill for an act relating to the office of the secretary of agriculture.

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

HOUSE MESSAGES CONSIDERED

House File 199, a bill for an act relating to vital statistics.

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

House File 235, a bill for an act relating to the death of persons resulting from the operation of motor vehicles, and imposing penalties therefor.

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

House File 452, a bill for an act relating to transient or movable lunch stands.

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

House File 487, a bill for an act relating to bedding sanitation in hotels, motels and motor inns.

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

House File 564, a bill for an act relating to the selection of jurors and talesmen.

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

House File 589, a bill for an act relating to county ambulance service.

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

House File 606, a bill for an act relating to attorney fees paid by the county for the defense of persons financially unable to employ an attorney.

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

House File 694, a bill for an act relating to the powers and duties of the Iowa development commission.

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

House File 737, a bill for an act to legalize the hospital maintenance levy heretofore made in the county of Humboldt.

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

UNFINISHED BUSINESS

House File 56

On motion of Senator DeKoster, House File 56, a bill for an act to prohibit the discharge of sewage or certain other wastes into open ditches along the right-of-way of any highway or public road, was taken up for further consideration.

Senator Anderson offered the following amendment and moved its adoption:

Amend House File 56, page 1, line 9, by striking the following: "any type of sewage, including".

The amendment lost.

Senator Smith offered the following amendment:

Amend House File 56 as follows:

1. By striking from page 1, line 11, the comma after the word "liquids" in line eleven (11) and inserting a period in lieu thereof.
2. By striking from page 1, lines 12 through 25, inclusive.
3. By striking from page 2, line 1.

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

Amend the Smith amendment of January 16, 1970, to House File 56 by adding the following new division:

"Further amend House File 56 by renumbering the remaining sections."

The amendment to the amendment was adopted.

Senator Smith moved the adoption of the amendment as amended.

The amendment as amended lost.

President Jepsen took the chair at 2:35 p.m.

Senator Schaben offered the following amendment and moved its adoption:

Amend House File 56, page 1, line 16, by striking the words, "or the written complaint of any other person,".

HOUSE FILE 56 DEFERRED

Senator Rigler asked and received unanimous consent that further action on **House File 56** be deferred and that the bill retain its place on the calendar.

MESSAGE FROM THE HOUSE

The following message was received from the House:

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

Senate File 1059, a bill for an act to make the latest increase in compensation of certain county officers retroactive to July 1, 1969.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 1059

Amend Senate File 1059 as follows:

1. Page 2, by striking lines thirty-two (32) through thirty-five (35), inclusive.
2. Page 3, by striking lines one (1) through four (4), inclusive, and inserting in lieu thereof the following:

"Sec. 5. Section three hundred forty point two (340.2), Code 1966, is amended as follows:

1. By striking from line eighteen (18) the word 'shall' and inserting in lieu thereof the word 'may'.
2. By inserting in line nineteen (19) after the word 'compensation' the words 'for each county auditor, county treasurer, county recorder, clerk of the district court, and county sheriff'.

This amendment is retroactive to July 4, 1965, and salaries heretofore paid to any of these officers in accordance herewith are hereby legalized."

3. Page 3, by adding after the period in line seventeen (17) the following new section:

"Sec. 7. Section three hundred forty point nine (340.9), Code 1966, as amended by chapter two hundred seventeen (217),

section seven (7), Acts of the Sixty-third General Assembly, First Session, is further amended by striking from line thirty-nine (39) the word 'shall' and inserting in lieu thereof the word 'may'."

4. Page 3, by striking from line eighteen (18) the numeral "7" and inserting in lieu thereof the numeral "8".

SENATE FILE 639 RE-REFERRED TO COMMITTEE

Senator Rigler moved that **Senate File 639** be re-referred to the committee on **law enforcement**, which motion prevailed.

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on January 16, 1970, he approved and transmitted to the Secretary of State the following bills:

- S. F. 1004—Removing a reference to terms of court in the statute relating to notice to a foreign corporation committing a tort in Iowa.
- H. F. 1023—Relating to flashing lights on school buses.
- H. F. 1026—Relating to a bank loan reference in the security interest statutes.
- H. F. 1027—Relating to the penalty for certain offenses in operation of motorcycles.
- H. F. 1029—Correcting an error in enactment relating to boards of tax review.

COMMUNICATIONS FROM THE SECRETARY OF THE SENATE

The Board of Regents Ten-Year Building Program for the period 1970-80 has been received and is now on file in the office of the Secretary of the Senate. Copies of said program have been distributed to all Senators.

The Thirty-seventh Biennial Report of the Attorney General for the biennial period ending December 31, 1968, has been received and is now on file in the office of the Secretary of the Senate.

EXPLANATION OF VOTE

I was not present in the Senate chamber when the following bills were voted on: Senate Files 340, 452, 643, 1038 and House Files 106, 353, 506, 785. Had I been present I would have voted "Aye" on all these bills.

ROBERT R. DODDS

EXPLANATION OF VOTE

I was not present in the Senate chamber when the following votes were taken: House Files 1028, 1030, 1031 1032, 1033, 1036, 1037. Had I been present I would have voted "Aye" on these bills.

ROBERT R. DODDS

REPORTS OF COMMITTEES

Senator Stephens submitted the following report:

MR. PRESIDENT: Your committee on agriculture, to which was referred **Senate File 459**, a bill for an act relating to members designated to elect members of the state fair board, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

RICHARD L. STEPHENS, Chairman

Ordered passed on file.

Senator Lamborn submitted the following reports:

MR. PRESIDENT: Your committee on transportation, to which was referred **Senate File 489**, a bill for an act relating to the movement of vehicles and loads of excess size and weight, begs leave to report it has had the same under consideration and recommends the same **do pass**.

CLIFTON C. LAMBORN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on transportation, to which was referred **House File 394**, a bill for an act relating to classification of highways, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

Amend House File 394, as amended and passed by the House, as follows:

1. By striking from page three (3), line four (4), the words "which provide secondary access to farmsteads, and".

2. By striking from page four (4), lines thirty-three (33) and thirty-four (34), and striking from page five (5), lines one (1) through four (4), inclusive, and inserting in lieu thereof the following:

"Adequate mileage shall be included within municipalities, state parks and institutions to provide for the continuity of the primary road systems and the county trunk systems. Such mileage shall be included in the total mileage of the particular primary or secondary road system and shall also be listed separately as an extension of such primary or secondary road system."

3. By striking from page five (5), line thirty-five (35), and striking from page six (6), lines one (1) through six (6), inclusive, and inserting in lieu thereof the following subsection:

"3. File a copy of the proposed road classifications in the office of county engineer for public information and hold a public hearing before final approval of any road classification action. Notice of the date, the time, and the place of such hearing, and the filing of such proposed road classification for public information shall be published in an official newspaper in general circulation throughout the affected area at least twenty days prior to the established date of the hearing."

4. By striking from page six (6), lines thirty (30) through thirty-four (34), inclusive, and inserting in lieu thereof the following:

"Sec. 8. The functional classification board of each county shall submit its initial classification report, including appropriate maps, to the state highway commission not later than January 1, 1971.

The state highway commission, in consultation with an advisory committee, shall establish uniform design and maintenance guidelines for the respective classification systems. The advisory committee shall consist of two state senators appointed by the president of the senate, two state representatives appointed by the speaker of the house of representatives, three persons appointed by the Iowa county engineers association, and three persons appointed by the league of Iowa municipalities.

Upon receipt of the initial reports of the county functional classification boards, the state highway commission, in consultation with the advisory committee, shall conduct a study to determine the estimated costs of administration, engineering, construction, and maintenance of the respective classification systems, based on the uniform design and maintenance guidelines.

Not later than September 1, 1971, the state highway commission shall submit a completed study of the classifications, selected guidelines and estimated costs to the legislative council for referral to the standing committees on transportation of the senate and house of representatives."

5. By striking from page six (6), line thirty-five (35), and striking from page seven (7), lines one (1) through ten (10), inclusive, and inserting in lieu thereof the following:

"Nothing in this Act shall be construed to provide for or permit the transfer of any road or street of this state from the jurisdiction under whose control said road or street is on January 1, 1970, except that a transfer may be made as provided in section three hundred thirteen point two (313.2) of the Code or because of a change in the corporate limits of a city or town. Roads or streets established after January 1, 1970 shall be under the jurisdiction of the establishing authority."

CLIFTON C. LAMBORN, Chairman

Ordered passed on file.

*Denotes a unanimous committee vote.

AMENDMENTS FILED

- 1 Amend Senate File 498 as follows:
- 2 1. By striking from line 11, page 1, the words
- 3 and figures "January 1, 1970" and inserting in lieu
- 4 thereof the words and figures "January 1, 1971".
- 5 2. By striking from line 22, page 1, the words
- 6 and figures "January 1, 1970" and inserting in lieu
- 7 thereof the words and figures "January 1, 1971".

8 3. By striking from line 1, page 2, the words and
9 figures "July 1, 1970" and inserting in lieu thereof
10 the words and figures "July 1, 1971".

ANDREW G. FROMMELT

1 Amend House File 56, page 2, by striking lines
2 two through six.

JOHN M. WALSH

1 Amend House File 56 as follows:

2 Page 2, line 6, by striking the period and inserting in
3 lieu thereof: "; however the extended date for compliance
4 shall not affect or repeal by implication any other law
5 providing for health or safety regulation and its
6 enforcement."

JOHN L. MOWRY

1 Amend the Lucken amendment to House Joint Resolution 6, as
2 amended and passed by the House, filed January 14 and found on
3 pages 96 through 99 of the Journal of the Senate, as follows:

4 By striking line 115 and inserting in lieu thereof the
5 following:

6 "repealed and the following adopted in lieu thereof:
7 Sec. 22. A Secretary of State, an Auditor of State and
8 a Treasurer of State shall be elected by the qualified electors
9 at the same time that the governor is elected and for a four-
10 year term commencing on the first day of January next after
11 their election, and they shall perform such duties as may
12 be provided by law."

HUGH H. CLARKE
J. HENRY LUCKEN

1 Amend the Lucken amendment to House Joint Resolution 6, as
2 amended and passed by the House, filed January 14 and found on
3 pages 96 through 99 of the Journal of the Senate, as follows:

4 By striking line 115 and inserting in lieu thereof the
5 following:

6 "repealed and the following adopted in lieu thereof:
7 Sec. 22. A Secretary of State and a Treasurer of State
8 shall be elected by the qualified electors at the same time
9 that the governor is elected and for a four year term commenc-
10 ing on the first day of January next after their election, and
11 they shall perform such duties as may be provided by law. An
12 Auditor of State shall be appointed by the General Assembly
13 within thirty (30) days of convening of the first session of
14 each regular session of the General Assembly in such manner as
15 prescribed by law. The Auditor of State shall perform such
16 duties as may be prescribed by law."

LEE H. GAUDINEER, JR.

On motion of Senator Rigler, the Senate adjourned until 9:00
a.m., Tuesday, January 20, 1970.

JOURNAL OF THE SENATE

NINTH DAY

SENATE CHAMBER,
DES MOINES, IOWA, TUESDAY, JANUARY 20, 1970.

The Senate met in regular session, President Jepsen presiding.

Prayer was offered by the Reverend H. I. Thomas, pastor of the Union Baptist Church, Des Moines, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Monday, January 19, 1970, was approved.

INTRODUCTION OF BILLS

Senate File 1083, by committee on schools (committee on schools), a bill for an act to revise, update, and correct certain sections of the Code of Iowa relating to schools, school corporations, and school elections.

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

Senate File 1084, by Senators Nicholson and Gaudineer (Pelton and Millen), a bill for an act relating to collective bargaining in public employment.

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

Senate File 1085, by Senator McGill, a bill for an act relating to the use of traps.

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

HOUSE AMENDMENT CONSIDERED

Senate File 1059

Senator Sullivan called up for consideration Senate File 1059, a bill for an act to make the latest increase in compensation of certain county officers retroactive to July 1, 1969, independent of the valuation to reinstate additional compensation for certain county officers in counties having two places at which district court is held, and to legalize certain payments previously made, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 1059 as follows:

1. Page 2, by striking lines thirty-two (32) through thirty-five (35), inclusive.

2. Page 3, by striking lines one (1) through four (4), inclusive, and inserting in lieu thereof the following:

"Sec. 5. Section three hundred forty point two (340.2), Code 1966, is amended as follows:

1. By striking from line eighteen (18) the word 'shall' and inserting in lieu thereof the word 'may'.

2. By inserting in line nineteen (19) after the word 'compensation' the words 'for each county auditor, county treasurer, county recorder, clerk of the district court, and county sheriff'.

This amendment is retroactive to July 4, 1965, and salaries heretofore paid to any of these officers in accordance herewith are hereby legalized."

3. Page 3, by adding after the period in line seventeen (17) the following new section:

"Sec. 7. Section three hundred forty point nine (340.9), Code 1966, as amended by chapter two hundred seventeen (217), section seven (7), Acts of the Sixty-third General Assembly, First Session, is further amended by striking from line thirty-nine (39) the word 'shall' and inserting in lieu thereof the word 'may'."

4. Page 3, by striking from line eighteen (18) the numeral "7" and inserting in lieu thereof the numeral "8".

The Senate concurred in the House amendment.

Senator Sullivan moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1059) the vote was:

Ayes, 58:

Anderson	Doderer	Lange	Parker
Arbuckle	Erskine	Laverty	Potgeter
Balloun	Frey	Leonard	Potter
Bass	Frohmelt	Lucken	Rabedaux
Bortell	Gaudineer	McGill	Rigler
Briles	Gilley	Messerly	Schaben
Brownlee	Glenn	Mogged	Shaff
Clarke	Griffin	Mowry	Smith
Coleman	Hill	Neu	Stephens
Conklin	Hougen	Nicholson	Sullivan
Curran	Keith	Ollenburg	Thordsen
Davis	Klink	O'Malley	Van Gilst
DeHart	Kosek	Orr	Walsh
DeKoster	Kyhl	Palmer	Weimer
Dodds	Lamborn		

Nays, none.

Absent or not voting, 3:

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

Senator Rigler moved that the vote by which **Senate File 1059** passed the Senate be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

UNFINISHED BUSINESS

House File 56

On motion of Senator DeKoster, House File 56, a bill for an act to prohibit the discharge of sewage or certain other wastes into open ditches along the right-of-way of any highway or public road, was taken up for further consideration.

Senator Schaben offered the following amendment:

Amend House File 56, page 1, line 16, by striking the words, "or the written complaint of any other person,".

Senator Arbuckle moved that House File 56 be referred to the committee on social services and called for a division.

The motion lost.

Senator Schaben moved the adoption of his amendment.

Division was called for.

The amendment lost.

Senator Mowry offered the following amendment and moved its adoption:

Amend House File 56 as follows:

Page 2, line 6, by striking the period and inserting in lieu thereof: "; however the extended date for compliance shall not affect or repeal by implication any other law providing for health or safety regulations and its enforcement."

The amendment was adopted.

Senator Walsh withdrew the following amendment filed by him on January 19, 1970:

Amend House File 56, page 2, by striking lines two through six.

President pro tempore Lange took the chair at 10:00 a.m.

HOUSE FILE 56 REFERRED TO COMMITTEE

Senator Rigler asked and received unanimous consent that **House File 56** be referred to the committee on **environmental preservation**.

HOUSE AMENDMENT CONSIDERED

Senate File 364

Senator Shirley called up for consideration Senate File 364, a bill for an act relating to nonprofit corporations, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 364, page 3, by adding at the end of Sec. 7 the following paragraph:

"Section five hundred four A point eighty-five (504A.85), Code 1966, is hereby further amended by striking from line one (1) of subsection seven (7) the word 'or' and inserting in lieu thereof the word 'of'."

The Senate concurred in the House amendment.

Senator Shirley moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 364) the vote was:

Ayes, 61:

Anderson	Doderer	Lange	Potgeter
Arbuckle	Erskine	Lavery	Potter
Balloun	Frey	Leonard	Rabedeaux
Bass	Frommelt	Lucken	Reichardt
Bortell	Gaudineer	McGill	Rigler
Briles	Gilley	Messerly	Schaben
Brownlee	Glenn	Mogged	Shaff
Clarke	Griffin	Mowry	Shirley
Coleman	Hill	Neu	Smith
Conklin	Hougen	Nicholson	Stephens
Curran	Keith	Ollenburg	Sullivan
Davis	Klink	O'Malley	Thordsen
DeHart	Kosek	Orr	Van Gilst
DeKoster	Kyhl	Palmer	Walsh
Denman	Lamborn	Parker	Weimer
Dodds			

Nays, none.

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

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up for consideration Senate File 1064.

Senate File 1064

On motion of Senator Rigler, Senate File 1064, a bill for an act relating to the annual report of the commerce commission, was taken up and considered.

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

On the question "Shall the bill pass?" (S.F. 1064) the vote was :

Ayes, 59:

Arbuckle	Erskine	Lavery	Potter
Balloun	Frey	Leonard	Rabedeaux
Bass	Frommelt	Lucken	Reichardt
Bortell	Gaudineer	McGill	Rigler
Briles	Gilley	Messerly	Schaben
Brownlee	Glenn	Mogged	Shaff
Clarke	Griffin	Mowry	Shirley
Coleman	Hill	Neu	Smith
Conklin	Hougen	Nicholson	Stephens
Curran	Keith	Ollenburg	Sullivan
Davis	Klink	O'Malley	Thordsen
DeHart	Kosek	Orr	Van Gilst
DeKoster	Kyhl	Palmer	Walsh
Denman	Lamborn	Parker	Weimer
Dodds	Lange	Potgeter	

Nays, none.

Absent or not voting, 2:

Anderson Doderer

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

MESSAGE FROM THE HOUSE

The following message was received from the House:

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

House File 1070, an act relating to free passes for common carriers.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE MESSAGE CONSIDERED

House File 1070, an act relating to free passes for common carriers.

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

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up for consideration Senate File 1065.

Senate File 1065

On motion of Senator Potgeter, Senate File 1065, a bill for an act relating to free passes for common carriers, was taken up and considered.

Senator Potgeter asked and received unanimous consent that **House File 1070** be substituted for **Senate File 1065**.

House File 1070

On motion of Senator Potgeter, House File 1070, a bill for an act relating to free passes for common carriers, was taken up and considered.

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

On the question "Shall the bill pass?" (H.F. 1070) the vote was:

Ayes, 59:

Anderson	Dodds	Lange	Potgeter
Arbuckle	Doderer	Laverty	Potter
Balloun	Erskine	Leonard	Rabedeaux
Bass	Frey	Lucken	Rigler
Bortell	Frommelt	McGill	Schaben
Briles	Gaudineer	Messerly	Shaff
Brownlee	Gilley	Mogged	Shirley
Clarke	Glenn	Mowry	Smith
Coleman	Griffin	Neu	Stephens
Conklin	Hougen	Nicholson	Sullivan
Curran	Keith	Ollenburg	Thordsen
Davis	Klink	O'Malley	Van Gilst
DeHart	Kosek	Orr	Walsh
DeKoster	Kyhl	Palmer	Weimer
Denman	Lamborn	Parker	

Nays, none.

Absent or not voting, 2:

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

SENATE FILES WITHDRAWN

Senator Potgeter asked and received unanimous consent that **Senate File 1065** be withdrawn from further consideration of the Senate.

Senator Balloun asked and received unanimous consent that **Senate File 423** be withdrawn from further consideration of the Senate.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Mogged, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully re-

ports that it has examined and finds correctly enrolled: Senate Files 33, 97, 257 and 475.

CHARLES G. MOGGED
Chairman, Senate Committee
ELIZABETH SHAW
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: Senate Files 33, 97, 257 and 475.

BILLS SENT TO THE GOVERNOR

Senator Mogged, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 20th day of January, 1970, sent to the Governor for his approval: Senate Files 33, 97, 257 and 475.

CHARLES G. MOGGED, Chairman

Passed on file.

INTRODUCTION OF BILLS

Senate File 1086, by Senators Gaudineer and Clarke, a bill for an act relating to the salaries of persons appointed to fill vacancies in a public office.

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

Senate File 1087, by Senators Reichardt, Sullivan, Klink, Stephens, Keith, Leonard, Lucken, Denman, Thordsen, Coleman, Frey, Van Gilst, Davis, Mogged, Hougen, Briles, Parker, McGill, Anderson, Palmer, Nicholson, Gilley, Mowry and Conklin, a bill for an act to prohibit the operation of a place of business on Sunday, with certain exceptions, and to provide injunctive relief and criminal penalties for violation.

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

On motion of Senator Rigler, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President pro tempore Lange presiding.

INTRODUCTION OF BILLS

Senate File 1088, by committee on ways and means, a bill for an act relating to the assessment, payment of and budgetary consideration to be given the tax equivalent on municipal property acquired in support of industrial projects.

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

Senate File 1089, by Senator Glenn (Schwartz), a bill for an act to increase cost of filing of a mechanic's lien.

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

Senate File 1090, by Senators DeKoster, Erskine and Sullivan, a bill for an act providing an exemption from state income tax for active duty military service.

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

MOTION TO RECONSIDER WITHDRAWN

Senator Sullivan asked and received unanimous consent to withdraw the motion to reconsider the vote by which **House File 1022** passed the Senate, filed by him on January 15, 1970, and found on page 113 of the Senate Journal.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up for consideration Senate File 459.

Senate File 459

On motion of Senator Sullivan, Senate File 459, a bill for an act relating to members designated to elect members of the state fair board, with reports of committees recommending passage, was taken up, considered, and the reports of the committees adopted.

Senator Sullivan offered the following amendment:

Senate File 459 is hereby amended as follows:

1. By adding to the end thereof the following new sections:
"Sec. 2. Section one hundred eighty-two point one (182.1), Code 1966, is hereby amended by striking from lines two (2) and three (3) the words 'and mule breeders'.

Sec. 3. Section one hundred eighty-two point two (182.2), Code 1966, is hereby amended as follows:

1. By striking from line one (1) the words 'and mule breeders'.

2. By striking from lines three (3) and four (4) the words 'and mule'.

3. By striking from line seven (7) the words 'and mules'.

4. By striking from line nine (9) the words 'and mules'.

5. By striking from line eleven (11) the words 'and mule'.

6. By striking from line thirteen (13) the words 'Publish a breeder's director' and inserting in lieu thereof the words 'Promote and support equine research'.

Sec. 4. Section one hundred eighty-two point three (182.3), Code 1966, is hereby amended by striking line six (6) through line nine (9), inclusive, and inserting in lieu thereof the following:

"2. The dean of the college of agriculture and the dean of the college of veterinary medicine of the Iowa state university of science and technology."

2. By striking the explanation on page one (1) and inserting in lieu thereof the following new explanation:

"EXPLANATION

This bill will eliminate mule breeders from chapters 173 and 182 of the Code, and will replace the head of the department of animal husbandry with the dean of the college of veterinary medicine on the executive committee of the Iowa Horse Association."

Amend Senate File 459 by striking the title and inserting in lieu thereof the following new title:

"An Act relating to the Iowa horse association."

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

Amend the Sullivan amendment to Senate File 459, dated April 29, 1969, as follows:

1. By striking lines 33 through 35, inclusive.

2. By inserting after line 24 a new division as follows: "By striking from page 1, lines 1 and 2, the words 'members designated to elect members of the state fair board' and inserting in lieu thereof the words 'the Iowa horse association'".

The amendment to the amendment was adopted.

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

Amend the Sullivan amendment to Senate File 459, filed April 29, 1969, and found on page 1218 of the Senate Journal by striking from line 16 the word "director" and inserting in lieu thereof the word "directory".

The amendment to the amendment was adopted.

On motion of Senator Sullivan, the amendment as amended was adopted.

(Division 2 of the Sullivan amendment filed April 29, 1969, relating to the explanation is erroneous, since explanations are not a true part of any bill, and consequently, are not subject to amendment.)

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

On the question "Shall the bill pass?" (S.F. 459) the vote was:

Ayes, 57:

Anderson	Doderer	Lange	Potgeter
Arbuckle	Erskine	Lavery	Potter
Balloun	Frey	Leonard	Rabedeaux
Bass	Frommelt	Lucken	Rigler
Bortell	Gaudineer	McGill	Schaben
Briles	Gilley	Mogged	Shaff
Brownlee	Glenn	Mowry	Shirley
Clarke	Griffin	Neu	Smith
Coleman	Hougen	Nicholson	Stephens
Conklin	Keith	Ollenburg	Sullivan
Curran	Klink	O'Malley	Thordsen
Davis	Kosek	Orr	Van Gilst
DeKoster	Kyhl	Palmer	Walsh
Denman	Lamborn	Parker	Weimer
Dodds			

Nays, none.

Absent or not voting, 4:

DeHart	Hill	Messerly	Reichardt
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The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Rigler asked and received unanimous consent to take up for consideration Senate File 489.

Senate File 489

On motion of Senator O'Malley, Senate File 489, a bill for an act relating to the movement of vehicles and loads of excess size and weight, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

On the question "Shall the bill pass?" (S.F. 489) the vote was:

Ayes, 56:

Anderson	Dodds	Lange	Potgeter
Arbuckle	Erskine	Lavery	Potter
Balloun	Frey	Leonard	Rabedeaux
Bass	Gaudineer	Lucken	Rigler
Bortell	Gilley	McGill	Schaben
Briles	Glenn	Mogged	Shaff
Brownlee	Griffin	Mowry	Shirley
Clarke	Hill	Neu	Smith
Coleman	Hougen	Nicholson	Stephens
Conklin	Keith	Ollenburg	Sullivan
Curran	Klink	O'Malley	Thordsen
Davis	Kosek	Orr	Van Gilst
DeHart	Kyhl	Palmer	Walsh
DeKoster	Lamborn	Parker	Weimer

Nays, none.

Voting present, 1:

Frommelt

Absent or not voting, 4:

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

Senator Rigler asked and received unanimous consent to take up for consideration Senate File 1076.

Senate File 1076

On motion of Senator Gaudineer, a bill for an act relating to venue in forgery cases, was taken up and considered.

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

On the question "Shall the bill pass?" (S.F. 1076) the vote was:

Ayes, 58:

Anderson	Erskine	Laverty	Potgeter
Arbuckle	Frey	Leonard	Potter
Balloun	Frommelt	Lucken	Rabedeaux
Bass	Gaudineer	McGill	Rigler
Bortell	Gilley	Messerly	Schaben
Brownlee	Glenn	Mogged	Shaff
Clarke	Griffin	Mowry	Shirley
Coleman	Hill	Neu	Smith
Conklin	Hougen	Nicholson	Stephens
Curran	Keith	Ollenburg	Sullivan
Davis	Klink	O'Malley	Thordsen
DeHart	Kosek	Orr	Van Gilst
DeKoster	Kyhl	Palmer	Walsh
Dodds	Lamborn	Parker	Weimer
Doderer	Lange		

Nays, none.

Absent or not voting, 3:

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

HOUSE AMENDMENT CONSIDERED

Senate File 124

Senator DeKoster called up for consideration Senate File 124, a bill for an act relating to attorney fees, amended by the House:

Amend Senate File 124 by striking everything after the enacting clause and inserting in lieu thereof the following:

Section 1. As used in this Act:

1. "Attorney" means a lawyer appointed by a court to represent an incompetent or indigent person.

2. "Client" means an incompetent or indigent person represented by a court-appointed lawyer or public defender.

3. "Financial statement" means a full disclosure of all assets, liabilities, current income, dependents and such other information as the court or public defender may require to determine if the client should have legal assistance at public expense.

Sec. 2. Before an attorney is appointed under the provisions of sections sixty-eight point eight (68.8), one hundred forty-five point seventeen (145.17), one hundred forty-five point nineteen (145.19), two hundred twenty-two point twenty-two (222.22), two hundred thirty-two point twenty-eight (232.28), seven hundred seventy-five point four (775.4) or seven hundred seventy-seven point twelve (777.12) of the Code, or to represent any person charged with a crime in this state, the court shall require the client or his parent, guardian, or custodian to complete under oath a detailed financial statement.

Sec. 3. Any person requesting the assistance of a public defender under the provisions of chapter three hundred thirty-six A (336A) of the Code shall be required to complete a financial statement.

Sec. 4. Whenever a client is granted legal assistance at public expense, the financial statement required by this Act shall be filed in the client's court file and shall be retained as a permanent part thereof.

Sec. 5. Any person that submits to a court or to a public defender a materially false financial statement, for the purpose of obtaining legal assistance at public expense, shall be guilty of a misdemeanor and shall be punished by a fine of not more than one hundred dollars or by imprisonment for not more than thirty days.

Sec. 6. If a court finds that a person should have legal assistance, and is financially able to secure counsel but refuses to employ an attorney, the court shall appoint an attorney to represent such person at public expense. The attorney fee paid by the state or county in such cases shall be taxed as part of the court costs against the person receiving the legal assistance, and the state or county shall be reimbursed for said fee when the court costs are paid.

Sec. 7. Section seven hundred seventy-five point six (775.6), Code 1966, is hereby repealed and the following enacted in lieu thereof:

"Any attorney appointed at public expense may receive, or contract to receive, a partial payment on behalf of the client he is appointed to represent. Such attorney shall fully disclose to the court by affidavit, any sums he has received or contracted for, and any such sums shall be considered by the court in determining the portion of the attorney fees to be paid by the public."

Further amend by striking from the title everything after the word "relating" and inserting in lieu thereof the following: "to court-appointed counsel and public defenders."

Senator Glenn withdrew the following amendment to the amendment:

Amend the House amendment to Senate File 124 by striking section 6 thereof and renumbering the remainder.

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

Amend the House amendment to Senate File 124 dated January 19, 1970, line 38, by striking the words "should have" and inserting in lieu thereof the word "desires".

The amendment to the amendment was adopted.

On motion of Senator DeKoster, the Senate concurred in the House amendment as amended by the Senate.

Senator DeKoster moved that the bill as amended by the House, further amended and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 124) the vote was:

Rule 24 was invoked.

Ayes, 45:

Anderson	Frey	Lange	Orr
Arbuckle	Gilley	Laverty	Parker
Balloun	Glenn	Leonard	Potgeter
Bas	Griffin	Lucken	Potter
Bortell	Hill	McGill	Rabedeaux
Briles	Hougen	Messerly	Rigler
Brownlee	Keith	Mogged	Smith
Clarke	Klink	Mowry	Stephens
Davis	Kosek	Neu	Sullivan
DeHart	Kyhl	Nicholson	Thordsen
DeKoster	Lamborn	Ollenburg	Van Gilst
Erskine			

Nays, 11:

Coleman	Frommelt	Palmer	Walsh
Dodds	Gaudineer	Schaben	Weimer
Doderer	O'Malley	Shirley	

Absent or not voting, 5:

Conklin	Denman	Reichardt	Shaff
Curran			

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

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on January 20, 1970, he approved and transmitted to the Secretary of State the following bills:

- S. F. 184—Relating to sales and use tax exemptions to nonprofit educational institutions.
 S. F. 292—Relating to indemnification of officers, directors, employees, and agents of business corporations.
 S. F. 385—Relating to the highway safety programs.

BILLS ASSIGNED TO COMMITTEE

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

- S.C.R. 103 Constitutional amendments and reapportionment
 S. F. 1068 Ways and means
 S. F. 1069 County government
 S. F. 1071 Schools
 S. F. 1072 Law enforcement
 S. F. 1073 Ways and means
 S. F. 1074 Judiciary
 S. F. 1075 Law enforcement
 S. F. 1077 Higher education
 S. F. 1080 Judiciary
 S. F. 1082 State government
 H. F. 199 State government
 H. F. 282 Social services
 H. F. 285 Judiciary
 H. F. 452 Social services
 H. F. 487 Commerce
 H. F. 564 Judiciary
 H. F. 589 County government
 H. F. 606 Judiciary
 H. F. 663 Iowa development
 H. F. 694 Iowa development
 H. F. 737 Judiciary

REPORTS OF COMMITTEES

Senator Stephens submitted the following report:

MR. PRESIDENT: Your committee on agriculture, to which was referred **Senate File 201**, a bill for an act authorizing county boards of supervisors to contribute funds to soil conservation districts, and authorizing soil conservation district commissioners to accept and use such funds, begs leave to report it has had the same under consideration and recommends the same **do pass.***

RICHARD L. STEPHENS

Ordered passed on file.

Senator Briles submitted the following report:

MR. PRESIDENT: Your committee on county government, to which was referred **Senate File 1069**, a bill for an act relating to secondary roads, begs

leave to report it has had the same under consideration and recommends the same **do pass**.

JAMES BRILES, Chairman

Ordered passed on file.

Senator DeKoster submitted the following reports :

MR. PRESIDENT: Your committee on judiciary, to which was referred **Senate File 1002**, a bill for an act to clarify the definition of "purchase price" under the use tax law, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on judiciary, to which was referred **Senate File 1023**, a bill for an act relating to estates exempt from inheritance tax, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on judiciary, to which was referred **Senate File 1049**, a bill for an act to legalize and validate the proceedings of the board of directors of the Perry Community School District in the counties of Dallas, Boone, and Greene, State of Iowa, in connection with the purchase under a real estate installment purchase contract of certain real estate by said board of directors from Dorothy May Marker and Loren Marker and declaring the validity of said contract and that said contract shall constitute a valid and binding obligation of said school district, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on judiciary, to which was referred **Senate File 1056**, a bill for an act relating to legalizing acts of notaries public and acknowledgments, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on judiciary, to which was referred **Senate File 1058**, a bill for an act legalizing wills, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on judiciary, to which was referred

Senate File 1066, a bill for an act legalizing prior judgments and decrees, begs leave to report it has had the same under consideration and recommends the same do pass.*

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Senator Kyhl submitted the following reports:

MR. PRESIDENT: Your committee on law enforcement, to which was referred **Senate File 20**, a bill for an act relating to demurrers by defendants in criminal actions, begs leave to report it has had the same under consideration and recommends the same be amended in accordance with the judiciary committee amendment filed April 17, 1969, and found on page 989 of the Senate Journal, and when so amended the bill do pass.*

VERNON H. KYHL, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on law enforcement, to which was referred **Senate File 1033**, a bill for an act relating to the revocation of the license or driving privilege of any operator or chauffeur, begs leave to report it has had the same under consideration and recommends the same do pass.*

VERNON H. KYHL, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on law enforcement, to which was referred **House File 77**, a bill for an act relating to snowmobiles, begs leave to report it has had the same under consideration and recommends the same be amended in accordance with Erskine, Kyhl and Potter amendment filed May 7, 1969, and found on pages 1464-1467 of the Senate Journal, and when so amended the bill do pass.*

VERNON H. KYHL, Chairman

Ordered passed on file.

Senator Lamborn submitted the following reports:

MR. PRESIDENT: Your committee on transportation, to which was referred **House File 805**, a bill for an act to authorize the state highway commission to pay all special assessments on land under its jurisdiction and to provide that such land be assessed in the same manner as private property, begs leave to report it has had the same under consideration and recommends the same do pass.

CLIFTON C. LAMBORN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on transportation, to which was referred **House File 807**, a bill for an act relating to the emergency repair, restoration, or reconstruction of highways, begs leave to report it has had

the same under consideration and recommends the same **do pass.**

CLIFTON C. LAMBORN, Chairman

Ordered passed on file.

*Denotes a unanimous committee vote.

AMENDMENTS FILED

1 Amend Senate File 1063 by striking all after
2 the enacting clause and inserting in lieu thereof the
3 following:
4 Section 1. Section four hundred ninety A point
5 six (490A.6), Code 1966, is hereby amended by inserting
6 after the period in line ten (10) the following new
7 paragraph:

8 "All public utilities, including those exempted
9 from rate regulation by the provisions of section four
10 hundred ninety A point one (490A.1) of the Code, shall
11 give written notice of any proposed increase of any rate
12 or charge to all affected customers served by the public
13 utility at least thirty days prior to the effective date
14 thereof. If the public utility is subject to rate
15 regulation, the notice to affected customers shall also
16 state the legal rights granted to persons and corporations
17 under the provisions of this chapter."

ROBERT R. RIGLER
JAMES A. POTGETER

1 Amend Senate File 1063 by striking all after the
2 enacting clause and inserting in lieu thereof the following:
3 Section 1. Section four hundred ninety A point
4 six (490A.6), Code 1966, is hereby amended by inserting after
5 line ten (10) the following new paragraph:

6 "The commission shall require all public utilities,
7 including those exempted from rate regulation by the provisions
8 of section four hundred ninety A point one (490A.1) of the
9 Code, to give notice of any proposed increase of any rate or
10 charge by publication in a newspaper of general circulation
11 in the area or areas affected by the proposal. The time, form
12 and content of the publication shall be determined by the
13 commission."

CHARLES G. MOGGED
ARTHUR A. NEU

1 Amend Senate File 1070 by striking the period in line
2 11 and by inserting in lieu thereof the following:
3 "; provided, however, if there is a time limit set
4 by law, a rule of civil procedure, or procedure before
5 the supreme court to object to, respond to, move
6 against or answer such petitions or pleadings, such
7 time limit shall not commence to run until the date
8 that the memorandum of entry is made."

LEE H. GAUDINEER, JR.
LUCAS J. DeKOSTER
GEORGE O'MALLEY

- 1 Amend the committee on transportation amendment
- 2 to House File 394, filed January 19, 1970, as found
- 3 on pages 162 and 163 of the Senate Journal as follows:
- 4 1. Line 9, by inserting before the word "Adequate"
- 5 the word and figure "Sec. 3".
- 6 2. Line 59, by inserting before the word "Nothing"
- 7 the word and figure "Sec. 9".

LUCAS J. DeKOSTER

On motion of Senator Rigler, the Senate adjourned until 9:00 a.m., Wednesday, January 21, 1970.

JOURNAL OF THE SENATE

TENTH DAY

SENATE CHAMBER,
DES MOINES, IOWA, WEDNESDAY, JANUARY 21, 1970.

The Senate met in regular session, President pro tempore Lange presiding.

Prayer was offered by the Reverend David Goin, pastor of the Central Christian Church, Jefferson, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Tuesday, January 20, 1970, was approved.

VISITORS

One hundred five students from Pella Community School, Pella, Iowa, accompanied by Mr. Hoekstra and Mr. Reeves.

Twenty-two students from Russell Community School, Russell, Iowa, accompanied by their sponsor, Dean White.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up for consideration Senate File 1023.

Senate File 1023

On motion of Senator Glenn, Senate File 1023, a bill for an act relating to estates exempt from inheritance tax, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

On the question "Shall the bill pass?" (S.F. 1023) the vote was:

Ayes, 54:

Anderson
Arbuckle
Balloun
Bass
Bortell
Briles
Brownlee
Clarke

Coleman
Conklin
Curran
Davis
DeHart
DeKoster
Doderer
Erskine

Frey
Frommelt
Gilley
Glenn
Griffin
Hill
Keith
Klink

Kosek
Kyhle
Lamborn
Lange
Laverty
Leonard
Lucken
McGill

Messerly	O'Malley	Reichardt	Smith
Mogged	Palmer	Rigler	Stephens
Mowry	Parker	Schaben	Sullivan
Neu	Potgeter	Shaff	Thordsen
Nicholson	Potter	Shirley	Van Gilst
Ollenburg	Rabedeaux		

Nays, none.

Absent or not voting, 7:

Denman	Gaudineer	Orr	Weimer
Dodds	Hougen	Walsh	

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

Senator Rigler asked and received unanimous consent to take up for consideration Senate File 1002.

Senate File 1002

On motion of Senator O'Malley, Senate File 1002, a bill for an act to clarify the definition of "purchase price" under the use tax law, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator O'Malley asked and received unanimous consent that further action on **Senate File 1002** be deferred and that the bill be placed on the calendar under unfinished business.

Senator Rigler asked and received unanimous consent to take up for consideration Senate File 1049.

Senate File 1049

On motion of Senator Shirley, Senate File 1049, a bill for an act to legalize and validate the proceedings of the board of directors of the Perry Community School District in the counties of Dallas, Boone and Greene, State of Iowa, in connection with the purchase under a real estate installment purchase contract of certain real estate by said board of directors from Dorothy May Marker and Loren Marker and declaring the validity of said contract and that said contract shall constitute a valid and binding obligation of said school district, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

On the question "Shall the bill pass?" (S.F. 1049) the vote was:

Ayes, 56:

Anderson	Erskine	Leonard	Potter
Arbuckle	Frey	Lucken	Rabedeaux
Balloun	Frommelt	McGill	Reichardt
Bass	Gaudineer	Messerly	Rigler
Bortell	Gilley	Mogged	Schaben
Brownlee	Glenn	Mowry	Shaff
Clarke	Griffin	Neu	Shirley
Coleman	Keith	Nicholson	Smith
Curran	Klink	Ollenburg	Stephens
Davis	Kosek	O'Malley	Sullivan
DeHart	Kyhl	Orr	Thordsen
DeKoster	Lamborn	Palmer	Van Gilst
Denman	Lange	Parker	Walsh
Doderer	Laverty	Potgeter	Weimer

Nays, 2:

Conklin Hill

Absent or not voting, 3:

Briles Dodds Hougen

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

Senator Rigler asked and received unanimous consent to take up for consideration Senate File 1056.

Senate File 1056

On motion of Senator Mowry, Senate File 1056, a bill for an act relating to legalizing acts of notaries public and acknowledgments, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

On the question "Shall the bill pass?" (S.F. 1056) the vote was:

Ayes, 58:

Anderson	Erskine	Leonard	Potter
Arbuckle	Frey	Lucken	Rabedeaux
Balloun	Frommelt	McGill	Reichardt
Bass	Gaudineer	Messerly	Rigler
Bortell	Gilley	Mogged	Schaben
Brownlee	Glenn	Mowry	Shaff
Clarke	Griffin	Neu	Shirley
Coleman	Hill	Nicholson	Smith
Conklin	Keith	Ollenburg	Stephens
Curran	Klink	O'Malley	Sullivan
Davis	Kosek	Orr	Thordsen
DeHart	Kyhl	Palmer	Van Gilst
DeKoster	Lamborn	Parker	Walsh
Denman	Lange	Potgeter	Weimer
Doderer	Laverty		

Nays, none.

Absent or not voting, 3:

Briles Dodds Hougen

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

Senator Rigler asked and received unanimous consent to take up for consideration Senate File 1058.

Senate File 1058

On motion of Senator Mowry, Senate File 1058, a bill for an act legalizing wills, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

On the question "Shall the bill pass?" (S.F. 1058) the vote was:

Ayes, 58:

Anderson	Doderer	Laverty	Potgeter
Arbuckle	Erskine	Leonard	Potter
Balloun	Frey	Lucken	Rabedeaux
Bass	Frommelt	McGill	Reichardt
Bortell	Gaudineer	Messerly	Rigler
Briles	Gilley	Mogged	Schaben
Brownlee	Glenn	Mowry	Shaff
Clarke	Griffin	Neu	Smith
Coleman	Hill	Nicholson	Stephens
Conklin	Keith	Ollenburg	Sullivan
Curran	Klink	O'Malley	Thordsen
Davis	Kosek	Orr	Van Gilst
DeHart	Kyhl	Palmer	Walsh
DeKoster	Lamborn	Parker	Weimer
Denman	Lange		

Nays, none.

Absent or not voting, 3:

Dodds Hougen Shirley

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

Senator Rigler asked and received unanimous consent to take up for consideration Senate File 1066.

Senate File 1066

On motion of Senator Mowry, Senate File 1066, a bill for an act legalizing prior judgments and decrees, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Mowry asked and received unanimous consent that further action on **Senate File 1066** be deferred and that the bill be placed on the calendar under unfinished business.

SENATE FILE 229 WITHDRAWN

Senator Erskine asked and received unanimous consent that **Senate File 229** be withdrawn from further consideration of the Senate.

Senator Kyhl took the chair at 9:55 a.m.

MOTION TO RECONSIDER

House Joint Resolution 6

Senator Clarke called up the following motion filed by him on January 15, 1970, and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which House Joint Resolution 6 was adopted by the Senate.

Roll call was requested.

On the question "Shall the Clarke motion to reconsider be adopted?" (H.J.R. 6) the vote was:

Rule 24 was invoked.

Ayes, 30:

Brownlee	Frey	McGill	Reichardt
Clarke	Frommelt	Neu	Schaben
Coleman	Gaudineer	O'Malley	Shirley
Davis	Glenn	Orr	Stephens
DeHart	Hill	Palmer	Van Gilst
DeKoster	Hougen	Parker	Walsh
Denman	Leonard	Potgeter	Weimer
Doderer	Lucken		

Nays, 29:

Anderson	Erskine	Lamborn	Ollenburg
Arbuckle	Gilley	Lange	Potter
Balloun	Griffin	Laverty	Rabedeaux
Bass	Keith	Messerly	Rigler
Bortell	Klink	Mogged	Shaff
Briles	Kosek	Mowry	Smith
Conklin	Kyhl	Nicholson	Sullivan
Curran			

Absent or not voting, 2:

Dodds	Thordsen
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The motion having failed to receive a constitutional majority was declared to have been lost.

CONSIDERATION OF BILLS

Senate File 1063

On motion of Senator Rigler, Senate File 1063, a bill for an act relating to the regulation of public utilities, was taken up and considered.

Senator Rigler offered the following amendment filed by Senators Rigler and Potgeter and moved its adoption :

- 1 Amend Senate File 1063 by striking all after
- 2 the enacting clause and inserting in lieu thereof the
- 3 following:
- 4 Section 1. Section four hundred ninety A point
- 5 six (490A.6), Code 1966, is hereby amended by inserting
- 6 after the period in line ten (10) the following new
- 7 paragraph:
- 8 "All public utilities, including those exempted
- 9 from rate regulation by the provisions of section four
- 10 hundred ninety A point one (490A.1) of the Code, shall
- 11 give written notice of any proposed increase of any rate
- 12 or charge to all affected customers served by the public
- 13 utility at least thirty days prior to the effective date
- 14 thereof. If the public utility is subject to rate
- 15 regulation, the notice to affected customers shall also
- 16 state the legal rights granted to persons and corporations
- 17 under the provisions of this chapter."

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

Amend the Rigler and Potgeter amendment to Senate File 1063 by striking in line 17 the words "this chapter" and inserting in lieu thereof "section four hundred ninety A point three (490A.3) of the Code".

President Jepsen took the chair at 11:30 a.m.

The amendment to the amendment was adopted.

Senator O'Malley offered the following amendment to the amendment by Senators O'Malley, et al., and moved its adoption:

Amend the Rigler-Potgeter amendment to Senate File 1063, filed January 20, 1970, and found on page 181 of the Senate Journal, by striking all after the period in line fourteen.

Roll call was requested.

On the question "Shall the amendment to the amendment be adopted?" (S.F. 1063) the vote was:

Rule 24 was invoked.

Ayes, 14:

Balloun	DeKoster	Messery	O'Malley
Coleman	Erskine	Mogged	Rabedeaux
Curran	Laverty	Nicholson	Sullivan
DeHart	Lucken		

Nays, 42:

Anderson	Bass	Brownlee	Conklin
Arbuckle	Bortell	Clarke	Davis

Denman	Hougen	Ollenburg	Schaben
Doderer	Klink	Orr	Shaff
Frey	Kosek	Palmer	Shirley
Frommelt	Kyhl	Parker	Smith
Gaudineer	Lamborn	Potgeter	Stephens
Gilley	Leonard	Potter	Van Gilst
Glenn	McGill	Reichardt	Walsh
Griffin	Mowry	Rigler	Weimer
Hill	Neu		

Voting present, 1:

Lange

Absent or not voting, 4:

Briles	Dodds	Keith	Thordsen
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The amendment to the amendment lost.

Senate File 1063 pending at recess.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate Concurrent Resolution 102, directing the Superintendent of Printing to provide daily legislative materials to the United States Senators and Congressmen, and certain other named persons.

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

House Concurrent Resolution 104, commending the officers and men of the Second Battalion of the One Hundred Thirty-third Infantry, Iowa Army National Guard for their outstanding service in Vietnam, South Korea and parts of the United States, during the period of recall to active duty.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE CONCURRENT RESOLUTION 104

By Koch

Whereas, the members of the Second Battalion (Mechanized) of the One Hundred Thirty-third Infantry, Iowa Army National Guard, who have been stationed in Vietnam, South Korea and parts of the United States, have now fulfilled the obligation of service during the period of recall to active duty, serving from May 13, 1968, to December 12, 1969; and

Whereas, they have served with valor and distinction, and commended by the Commanding Officer of the Sixty-ninth Brigade, Fort Carson, Colorado, as the outstanding battalion; and,

Whereas, two hundred sixty-four members of said battalion were actively engaged in hostilities in Vietnam; and,

Whereas, three officers and nine enlisted men gave their lives; sixty-three suffered wounds during such hostilities, and

Whereas, the members of this battalion earned the following awards as individuals: five Silver Stars; one Soldier's Medal; 137 Bronze Stars; 144 Air Medals; 294 Army Commendation Medals; 63 Purple Hearts; 186 Combat Infantry Badges and 37 the Vietnamese Cross of Gallantry, each one of which further attests to the manner in which members of this battalion distinguished themselves, and

Whereas, they are returning to their civilian responsibilities within the State of Iowa;

Whereas, they have exemplified the finest qualities of the Iowa Army National Guard; and,

Now, Therefore, Be It Resolved by the House, the Senate Concurring, That we commend them for having exhibited all the virtues of good citizenship; thank them for their devotion to duty, country and upholding the principles of justice, freedom and liberty endowed to man by their Creator; understand the hardships and disruptions to careers that have been created upon them and their families from the result of this period of recall to active duty; and be grateful for their discipline, conduct and accomplishments which greatly increased the respect for the State of Iowa throughout the nation; and

Be It Further Resolved, That copies of this resolution be sent to the Commanding Officer, Second Battalion (Mechanized) One Hundred Thirty-third Infantry, Iowa Army National Guard, so appropriate insertion may be made in each member's Army Guard personal file, with our sincere gratitude, appreciation and heartfelt thanks and best wishes in their future endeavors.

INTRODUCTION OF BILLS

Senate File 1091, by committee on transportation (committee on transportation), a bill for an act relating to slow-moving vehicle warning devices.

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

Senate File 1092, by Senator O'Malley (Huff), a bill for an act relating to additional aid for local school districts.

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

Senate File 1093, by Senators Potgeter, Anderson, Briles, Coleman, DeHart, Denman, Dodds, Frey, Frommelt, Klink, Kosek, Lamborn, Laverty, Leonard, Lucken, McGill, Mogged, Mowry, Nicholson, Potter, Reichardt, Schaben, Shaff, Shirley, Stephens, Sullivan, Van Gilst, Walsh, Weimer and Keith, a bill for an act relating to the transfer of jurisdiction of the Iowa braille and sight-saving school from the state board of regents to the Iowa commission for the blind, and providing for the transfer of records, properties and funds.

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

Senate File 1094, by Senators Reichardt, Frey and Sullivan, a bill for an act relating to mechanic's liens.

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

Senate File 1095, by Senator Doderer (Blouin), a bill for an act relating to a rubella immunization program and making an appropriation therefor.

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

Senate File 1096, by Senators DeKoster and Griffin, a bill for an act relating to the appointment of interpreters in legal proceedings before any court or administrative agency.

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

Senate File 1097, by committee on county government (committee on county government), a bill for an act relating to county agricultural extension districts.

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

On motion of Senator Rigler, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President Jepsen presiding.

CONSIDERATION OF BILLS

Senate File 1063

The Senate resumed consideration of Senate File 1063 and the Rigler-Potgeter amendment.

Senator Rigler offered the following amendment to the amendment by Senators Rigler, et al., and moved its adoption:

Amend the Rigler-Potgeter amendment to Senate File 1063, filed January 20, 1970, found on page 181 of the Senate Journal, by striking everything after the word "state" in line 16 and by inserting in lieu thereof the following:

"that the customer has a right to file a written objection to such rate increase and that he may request the commission to hold a public hearing to determine if such rate increase should be allowed. The commission shall prescribe the manner and method that the written notice to each affected customer of the public utility shall be served."

The amendment to the amendment was adopted.

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

Amend the Rigler-Potgeter amendment to Senate File 1063, filed January 20, 1970, found on page 181 of the Senate Journal, by striking lines 8 through 17 and inserting in lieu thereof the following:

"The commission shall require all public utilities, including those exempted from rate regulation by the provisions of section four hundred ninety A point one (490A.1) of the Code, to give notice of any proposed increase of any rate or charge by publication in a newspaper of general circulation in the area or areas affected by the proposal. The time,

form and content of the publication shall be determined by the commission."

Senator Smith took the chair at 2:20 p.m.

President Jepsen took the chair at 2:35 p.m.

Senator Mogged moved the adoption of the amendment to the amendment.

Division was called for.

The amendment to the amendment lost.

On motion of Senator Rigler, the Rigler-Potgeter amendment as amended was adopted.

Senator Mogged withdrew the amendment filed January 20, 1970, by Senators Mogged and Neu, and found on page 181 of the Senate Journal.

Senator Messerly moved that Senate File 1063 be referred to the committee on commerce, and called for a division.

The motion lost.

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

On the question "Shall the bill pass?" (S.F. 1063) the vote was:

Rule 24 was invoked.

Ayes, 42:

Anderson	Frommelt	Lucken	Reichardt
Arbuckle	Gaudineer	McGill	Rigler
Bass	Gilley	Mowry	Shaff
Briles	Glenn	Neu	Shirley
Brownlee	Hill	Nicholson	Smith
Clarke	Hougen	Orr	Stephens
Conklin	Keith	Palmer	Thordsen
Davis	Kosek	Parker	Van Gilst
DeKoster	Kyhl	Potgeter	Walsh
Denman	Lamborn	Rabedeaux	Weimer
Frey	Leonard		

Nays, 16:

Balloun	Doderer	Laverty	O'Malley
Bortell	Erskine	Messerly	Potter
Coleman	Griffin	Mogged	Schaben
Curran	Klink	Ollenburg	Sullivan

Voting present, 1:

Lange

Absent or not voting, 2:

DeHart

Dodds

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

INTRODUCTION OF BILLS

Senate File 1098, by Senators Clarke, Lamborn, Hill, Anderson, Ollenburg, Balloun, Potgeter, Coleman and Mowry (Edgington, Stromer, Fischer of Grundy, Franklin, Priebe, Duitscher, Cunningham, Schroeder, Koch, Graham, Nielsen, Kehe and Mohrfeld), a bill for an act relating to the installation of limited access diagonal highways and highway placement.

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

Senate File 1099, by committee on commerce, a bill for an act relating to savings and loan associations.

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

SUPPLEMENTAL REPORT OF COMMITTEE ON MEMORIAL RESOLUTIONS

Senator Conklin submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee on memorial resolutions begs leave to report that a committee should be appointed to prepare a suitable memorial resolution for the following deceased members of the Senate:

Ed H. Campbell, Ida, Cherokee and Plymouth Counties.

Walter B. Hammer, Palo Alto, Emmet and Pocahontas Counties.

Wilbur C. Molison, Keokuk and Poweshiek Counties.

Robert G. Moore, Crawford, Harrison and Monona Counties.

J. O. Shaff, Clinton County.

W. CHARLENE CONKLIN, Chairman
LEIGH R. CURRAN
C. JOSEPH COLEMAN

The motion prevailed and the report was adopted.

President Jepsen announced the appointment of the following memorial resolution committees:

On Ed H. Campbell:

Senator Lucken, Chairman

Senator Smith

Senator Sullivan

On Walter B. Hammer:

Senator Leonard, Chairman

Senator Brownlee

Senator Lange

On Wilbur C. Molison:

Senator Orr, Chairman

Senator Balloun

Senator Mowry

On Robert G. Moore:
Senator Schaben, Chairman
Senator Frey
Senator O'Malley

On J. O. Shaff:
Senator Shaff, Chairman
Senator Lamborn
Senator Thordsen

BILLS ASSIGNED TO COMMITTEE

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

S. F. 1084 Human and industrial relations
S. F. 1085 Conservation and recreation
S. F. 1086 State government
S. F. 1087 Commerce
S. F. 1089 Judiciary
S. F. 1090 Ways and means
S. F. 1092 Schools
S. F. 1093 Higher education
S. F. 1094 Judiciary
S. F. 1095 Appropriations
S. F. 1096 Judiciary

REPORTS OF COMMITTEES

Senator Lucken submitted the following reports:

MR. PRESIDENT: Your committee on human and industrial relations, to which was referred **Senate File 83**, a bill for an act relating to the duties of the Industrial Commissioner, begs leave to report it has had the same under consideration and recommends the same **do pass**.

J. HENRY LUCKEN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on human and industrial relations, to which was referred **House File 129**, a bill for an act relating to widows' admissions to the Iowa Soldiers Home, begs leave to report it has had the same under consideration and recommends the same **do pass**.

J. HENRY LUCKEN, Chairman

Ordered passed on file.

Senator Kosek submitted the following report:

MR. PRESIDENT: Your committee on social services, to which was referred **Senate File 571**, a bill for an act to make all employees of county welfare departments employees of the Iowa Department of social services and to insure that such employees are entitled to the same fringe benefits as

employees of the Iowa department of social services, begs leave to report it has had the same under consideration and recommends the same *de pass.*
ERNEST KOSEK, Chairman

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend Senate File 1088, page 1, by inserting after line 23
 2 the following new section:
 3 Sec. 2. This Act being deemed of immediate importance
 4 shall take effect and be in force from and after its final
 5 approval and publication in The Washington Evening Journal,
 6 a newspaper published in Washington, Iowa, and in The Clinton
 7 Herald, a newspaper published in Clinton, Iowa.

RICHARD L. STEPHENS

- 1 Amend the Erskine, Kyhl and Potter amendment of May 7, 1969, to
 2 found on pages 1464 through 1467 of the Senate Journal, by inserting
 3 line 120 the following new section and renumbering the remaining
 4 sections:
 5 No person shall operate a snowmobile upon roadways or highways,
 6 as defined
 7 in section three hundred twenty-one point one (321.1) of the Code,
 8 except
 9 as provided in this Act.
 10 1. A snowmobile shall not be operated at any time within the right of
 11 way of any interstate highway or freeway within this state.
 12 2. A snowmobile may make a direct crossing of a street or highway
 13 provided:
 14 a. The crossing is made at an angle of approximately ninety degrees
 15 to the
 16 direction of the highway and at a place where no obstruction prevents a
 17 quick
 18 and safe crossing; and
 19 b. The snowmobile is brought to a complete stop before crossing the
 20 shoulder or main traveled way of the highway; and
 21 c. The driver yields the right of way to all oncoming traffic which
 22 constitutes an immediate hazard; and
 23 d. In crossing a divided highway, the crossing is made only at an
 24 inter-
 25 section of such highway with another public street or highway.
 26 3. A registered snowmobile shall not be operated on public highways:
 27 a. On the roadway portion of a highway and adjacent shoulder, or
 28 at least
 29 five feet on either side of the roadway, except as provided in subsection
 30 four (4)
 31 of this section, and
 32 b. On limited access highways and approaches, and
 33 c. For racing any moving object, and
 34 d. Abreast with one or more other snowmobiles on a city or town
 35 highway.

- 26 4. A registered snowmobile may be operated under the following
 27 conditions:
 28 a. Upon city or town highways which have not been plowed during
 29 the snow
 30 season or on such highways as designated by the governing body of a
 31 municipality.
 32 b. On that portion of county roads that have not been plowed during
 33 the
 34 snow season and not maintained or utilized for the operation of conven-
 35 tional
 36 motor vehicles.
 37 c. On highways in an emergency during the period of time when and
 38 at
 39 locations where snow upon the roadway renders travel by conventional
 40 motor
 41 vehicles impractical.
- 32 5. The headlight and tail light shall be lighted during the operation
 33 on
 34 a public highway from thirty minutes after sunset to thirty minutes
 35 before
 36 sunrise.
- 37 6. A snowmobile shall not be operated on or across a public highway
 38 by
 39 a person under sixteen years of age.

JAMES A. POTGETER

- 1 Amend the Erskine amendment to House File 77, filed May 7, 1969,
 2 found on pages 1464 through 1467 of the Senate Journal, by
 3 adding after line 148 the following new subsection:
 4 "With any firearms in the vehicle."

CHARLES F. BALLOUN

- 1 Amend House File 805 as follows:
 2 1. Page 1, line 12, by striking the word
 3 "Iowa".
 4 2. Page 1, lines 20 and 21, by striking the
 5 words "person designated as the director of
 6 highways" and inserting in lieu thereof the
 7 word "commission".

CLIFTON C. LAMBORN

On motion of Senator Rigler, the Senate adjourned until 9:30
 a.m., Thursday, January 22, 1970.

JOURNAL OF THE SENATE

ELEVENTH DAY

SENATE CHAMBER,
DES MOINES, IOWA, THURSDAY, JANUARY 22, 1970.

The Senate met in regular session, President pro tempore Lange presiding.

Prayer was offered by Dr. Robert French, Executive Secretary of the United Presbyterian Synod of Iowa, Des Moines, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Wednesday, January 21, 1970, was approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator O'Malley for the day on request of President pro tempore Lange.

INTRODUCTION OF BILLS

Senate File 1100, by committee on transportation, a bill for an act relating to condemnation commissions.

Read first time and placed on calendar.

Senate File 1101, by Senator Balloun, a bill for an act specifically providing that cities and towns within the outside boundaries of any soil conservation district are a part of such district, and granting the governing bodies of such cities and towns discretion to remove them from the jurisdiction of the soil conservation district.

Read first time and passed on file.

Senate File 1102, by committee on commerce (committee on commerce), a bill for an act to avoid financial loss due to the insolvency of an insurer.

Read first time and placed on calendar.

ADOPTION OF HOUSE CONCURRENT RESOLUTION 104

Senator Erskine called up for consideration **House Concurrent Resolution 104**, found on pages 189 and 190 of the Senate Journal, and moved its adoption.

The motion prevailed and the resolution was adopted.

UNFINISHED BUSINESS

Senate File 1002

On motion of Senator Kyhl, Senate File 1002, a bill for an act to clarify the definition of "purchase price" under the use tax law, was taken up for further consideration.

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

On the question "Shall the bill pass?" (S.F. 1002) the vote was:

Ayes, 56:

Anderson	Dodds	Lamborn	Potgeter
Arbuckle	Doderer	Lange	Potter
Balloun	Erskine	Lavery	Rabedeaux
Bass	Frey	Leonard	Rigler
Bortell	Frommelt	Lucken	Schaben
Briles	Gaudineer	McGill	Shaff
Brownlee	Gilley	Messerly	Shirley
Clarke	Glenn	Mowry	Smith
Coleman	Griffin	Neu	Stephens
Conklin	Hill	Nicholson	Sullivan
Curran	Keith	Ollenburg	Thordsen
Davis	Klink	Orr	Van Gilst
DeHart	Kosek	Palmer	Walsh
DeKoster	Kyhl	Parker	Weimer

Nays, none.

Absent or not voting, 5:

Denman	Mogged	O'Malley	Reichardt
Hougen			

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

Senate File 1066

On motion of Senator Mowry, Senate File 1066, a bill for an act legalizing prior judgments and decrees, was taken up for further consideration.

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

On the question "Shall the bill pass?" (S.F. 1066) the vote was:

Ayes, 56:

Anderson	Briles	Curran	Doderer
Arbuckle	Brownlee	Davis	Erskine
Balloun	Clarke	DeHart	Frey
Bass	Coleman	DeKoster	Frommelt
Bortell	Conklin	Dodds	Gaudineer

Gilley	Lange	Ollenburg	Shaff
Glenn	Laverty	Orr	Shirley
Griffin	Leonard	Palmer	Smith
Hill	Lucken	Parker	Stephens
Keith	McGill	Potgeter	Sullivan
Klink	Messerly	Potter	Thordsen
Kosek	Mowry	Rabedeaux	Van Gilst
Kyhl	Neu	Rigler	Walsh
Lamborn	Nicholson	Schaben	Weimer

Nays, none.

Absent or not voting, 5:

Denman	Mogged	O'Malley	Reichardt
Hougen			

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

CONSIDERATION OF BILLS

Senate File 1088

On motion of Senator Shaff, Senate File 1088, a bill for an act relating to the assessment, payment of and budgetary consideration to be given the tax equivalent on municipal property acquired in support of industrial projects, was taken up and considered.

Senator Stephens offered the following amendment filed by him and moved its adoption:

Amend Senate File 1088, page 1, by inserting after line 23 the following new section:

Sec. 2. This Act being deemed of immediate importance shall take effect and be in force from and after its final approval and publication in The Washington Evening Journal, a newspaper published in Washington, Iowa, and in the Clinton Herald, a newspaper published in Clinton, Iowa.

The amendment was adopted.

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

On the question "Shall the bill pass?" (S.F. 1088) the vote was:

Ayes, 58:

Anderson	Davis	Griffin	Lucken
Arbuckle	DeHart	Hill	McGill
Balloun	DeKoster	Hougen	Messerly
Bass	Dodds	Keith	Mowry
Bortell	Doderer	Klink	Neu
Briles	Erskine	Kosek	Nicholson
Brownlee	Frey	Kyhl	Ollenburg
Clarke	Frommelt	Lamborn	Orr
Coleman	Gaudineer	Lange	Palmer
Conklin	Gilley	Laverty	Parker
Curran	Glenn	Leonard	Potgeter

Potter	Schaben	Stephens	Van Gilst
Rabedeaux	Shaff	Sullivan	Walsh
Reichardt	Shirley	Thordsen	Weimer
Rigler	Smith		

Nays, none.

Absent or not voting, 3:

Denman	Mogged	O'Malley
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 1070

On motion of Senator DeKoster, Senate File 1070, a bill for an act relating to the clerk of district court, was taken up and considered.

Senator Gaudineer offered the following amendment filed by Senators Gaudineer, et al., and moved its adoption:

Amend Senate File 1070 by striking the period in line 11 and by inserting in lieu thereof the following:

“; provided, however, if there is a time limit set by law, a rule of civil procedure, or procedure before the supreme court to object to, respond to, move against or answer such petitions or pleadings, such time limit shall not commence to run until the date that the memorandum of entry is made.”

The amendment was adopted.

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

On the question “Shall the bill pass?” (S.F. 1070) the vote was:

Ayes, 58:

Anderson	Doderer	Lange	Potter
Arbuckle	Erskine	Lavery	Rabedeaux
Balloun	Frey	Leonard	Reichardt
Bass	Frommelt	Lucken	Rigler
Bortell	Gaudineer	McGill	Schaben
Briles	Gilley	Messerly	Shaff
Brownlee	Glenn	Mowry	Shirley
Clarke	Griffin	Neu	Smith
Coleman	Hill	Nicholson	Stephens
Conklin	Hougen	Ollenburg	Sullivan
Curran	Keith	Orr	Thordsen
Davis	Klink	Palmer	Van Gilst
DeHart	Kosek	Parker	Walsh
DeKoster	Kyhl	Potgeter	Weimer
Dodds	Lamborn		

Nays, none.

Absent or not voting, 3:

Denman	Mogged	O'Malley
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

House File 394

On motion of Senator DeKoster, House File 394, a bill for an act relating to classification of highways, with reports of committees recommending passage, was taken up, considered, and the reports of the committees adopted.

Senator DeKoster offered the amendment filed by the committee on transportation on January 19, 1970, and found on pages 162 and 163 of the Senate Journal.

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

Amend the committee on transportation amendment to House File 394, filed January 19, 1970, as found on pages 162 and 163 of the Senate Journal as follows:

1. Line 9, by inserting before the word "Adequate" the word and figure "Sec. 4".
2. Line 59, by inserting before the word "Nothing" the word and figure "Sec. 9".

The amendment to the amendment was adopted.

HOUSE FILE 394 DEFERRED

Senator Rigler moved that further action on **House File 394** be deferred and that the bill be placed on the calendar under unfinished business, which motion prevailed.

CONSIDERATION OF BILLS

Senate File 20

On motion of Senator Gaudineer, Senate File 20, a bill for an act relating to demurrers by defendants in criminal actions, with reports of committees recommending amendment and passage, was taken up, considered, and the reports of the committees adopted.

Senator Gaudineer offered the following committee amendment and moved its adoption:

Amend Senate File 20 as follows:

1. Amend the title to Senate File 20, line 1, by inserting after the word "in" the word "indictable".
2. Amend line 8 by inserting after the word "demurrer" the words "to an indictment".

The amendment was adopted.

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

Senator Potgeter took the chair at 11:20 a.m.

On the question "Shall the bill pass?" (S.F. 20) the vote was:

Ayes, 47:

Anderson	Erskine	Leonard	Rabedeaux
Arbuckle	Frey	Lucken	Reichardt
Balloun	Frommelt	McGill	Rigler
Bortell	Gaudineer	Messerly	Schaben
Brownlee	Glenn	Neu	Smith
Clarke	Hill	Nicholson	Stephens
Coleman	Hougen	Ollenburg	Sullivan
Curran	Kosek	Orr	Thordsen
Davis	Kyhl	Palmer	Van Gilst
DeKoster	Lamborn	Parker	Walsh
Denman	Lange	Potgeter	Weimer
Dodds	Laverty	Potter	

Nays, 8:

Bass	Conklin	Gilley	Klink
Briles	DeHart	Keith	Mowry

Absent or not voting, 6:

Doderer	Mogged	Shaff	Shirley
Griffin	O'Malley		

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

Senate File 201

On motion of Senator Keith, Senate File 201, a bill for an act authorizing county boards of supervisors to contribute funds to soil conservation districts, and authorizing soil conservation district commissioners to accept and use such funds, with reports of committee recommending passage, was taken up, considered, and the reports of the committee adopted.

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

On the question "Shall the bill pass?" (S.F. 201) the vote was:

Ayes, 44:

Anderson	DeHart	Lamborn	Potter
Arbuckle	Doderer	Lange	Rabedeaux
Balloun	Erskine	Laverty	Reichardt
Bass	Frey	Lucken	Rigler
Bortell	Frommelt	McGill	Schaben
Briles	Gaudineer	Mowry	Shaff
Brownlee	Griffin	Ollenburg	Shirley
Clarke	Keith	Orr	Smith
Coleman	Klink	Palmer	Stephens
Conklin	Kosek	Parker	Van Gilst
Curran	Kyhl	Potgeter	Walsh

Nays, 10:

DeKoster	Glenn	Leonard	Nicholson
Dodds	Hill	Neu	Sullivan
Gilley	Hougen		

Voting present, 2:

Thordsen	Weimer
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Absent or not voting, 5:

Davis	Messerly	Mogged	O'Malley
Denman			

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

Senate File 1033

On motion of Senator Gaudineer, Senate File 1033, a bill for an act relating to the revocation of the license or driving privilege of any operator or chauffeur, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

On the question "Shall the bill pass?" (S.F. 1033) the vote was:

Ayes, 54:

Anderson	Dodds	Leonard	Rabedaux
Arbuckle	Erskine	Lucken	Reichardt
Bass	Frey	McGill	Rigler
Bortell	Frommelt	Messerly	Schaben
Briles	Gaudineer	Mowry	Shaff
Brownlee	Gilley	Neu	Shirley
Clarke	Glenn	Nicholson	Smith
Coleman	Griffin	Ollenburg	Stephens
Conklin	Hougen	Orr	Sullivan
Curran	Keith	Palmer	Thordsen
Davis	Kosek	Parker	Van Gilst
DeHart	Kyhl	Potgeter	Walsh
DeKoster	Lange	Potter	Weimer
Denman	Laverty		

Nays, 3:

Balloun	Hill	Klink
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Absent or not voting, 4:

Doderer	Lamborn	Mogged	O'Malley
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the

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

House File 8, a bill for an act to combine the present county fund for mental health with the state institution funds.

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

House File 499, a bill for an act relating to the war orphans educational aid fund.

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

House File 788, a bill for an act to establish a special employment security contingency fund consisting of interest and penalties collected on delinquent employment security contributions and reports.

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

House File 1020, a bill for an act pertaining to the nomination and election of members of the General Assembly.

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

House File 1052, a bill for an act relating to the maximum rate of interest on general obligation bonds issued by school corporations.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE MESSAGES CONSIDERED

House File 8, a bill for an act to combine the present county fund for mental health with the state institution fund, redesignating the latter as the county mental health and institutions fund, prescribing the purposes for which such fund may be used, and authorizing a levy therefor.

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

House File 499, a bill for an act relating to the war orphans educational aid fund.

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

House File 788, a bill for an act to establish a special employment security contingency fund consisting of interest and penalties collected on delinquent employment security contributions and reports.

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

House File 1020, a bill for an act pertaining to the nomination and election of members of the General Assembly.

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

House File 1052, a bill for an act relating to the maximum rate

of interest on general obligation bonds issued by school corporations.

Read first time and passed on file.

On motion of Senator Rigler, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President pro tempore Lange presiding.

CONSIDERATION OF BILLS

House File 805

On motion of Senator Kyhl, House File 805, a bill for an act to authorize the state highway commission to pay all special assessments on land under its jurisdiction and to provide that such land be assessed in the same manner as private property, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Lamborn offered the following amendment and moved its adoption:

Amend House File 805 as follows:

1. Page 1, line 12, by striking the word "Iowa".
2. Page 1, lines 20 and 21, by striking the words "person designated as the director of highways" and inserting in lieu thereof the word "commission".

The amendment was adopted.

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

On the question "Shall the bill pass?" (H.F. 805) the vote was:

Ayes, 46:

Anderson	DeKoster	Kosek	Palmer
Arbuckle	Dodds	Kyhl	Parker
Balloun	Doderer	Lamborn	Potgeter
Bass	Frey	Lange	Potter
Bortell	Frommelt	Leonard	Rabedeaux
Briles	Gaudineer	Messerly	Rigler
Brownlee	Gilley	Mowry	Shaff
Clarke	Glenn	Neu	Smith
Coleman	Griffin	Nicholson	Stephens
Conklin	Hill	Ollenburg	Van Gilst
Curran	Hougen	Orr	Weimer
DeHart	Klink		

Nays, none.

Absent or not voting, 15:

Davis	Laverty	O'Malley	Sullivan
Denman	Lucken	Reichardt	Thordsen
Erskine	McGill	Schaben	Walsh
Keith	Mogged	Shirley	

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

House File 807

On motion of Senator Hill, House File 807, a bill for an act relating to the emergency repair, restoration, or reconstruction of highways, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

On the question "Shall the bill pass?" (H.F. 807) the vote was:

Ayes, 41:

Bass	Doderer	Lange	Rabedeaux
Bortell	Frey	Leonard	Reichardt
Briles	Gilley	McGill	Rigler
Brownlee	Hill	Mowry	Shaff
Clarke	Hougen	Neu	Smith
Conklin	Keith	Nicholson	Stephens
Curran	Klink	Ollenburg	Thordsen
Davis	Kosek	Orr	Van Gilst
DeHart	Kyhl	Parker	Walsh
DeKoster	Lamborn	Potter	Weimer
Dodds			

Nays, 9:

Anderson	Frommelt	Glenn	Palmer
Balloun	Gaudineer	Messerly	Potgeter
Coleman			

Absent or not voting, 11:

Arbuckle	Griffin	Mogged	Shirley
Denman	Laverty	O'Malley	Sullivan
Erskine	Lucken	Schaben	

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

Senate File 1069

On motion of Senator Lucken, Senate File 1069, a bill for an act relating to secondary roads, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Lucken offered the following amendment and moved its adoption:

Amend Senate File 1069 as follows:

1. Page 1, line 7, by striking the word "secondary".
2. Page 1, line 7, by inserting after the word "roads" the words "under their jurisdiction".

The amendment was adopted.

Senator Lucken offered the following amendment and moved its adoption :

Amend Senate File 1069, line 1, by striking the words "secondary roads" and inserting in lieu thereof the following: "roads under the jurisdiction of boards of supervisors".

The amendment was adopted.

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

On the question "Shall the bill pass?" (S.F. 1069) the vote was:

Ayes, 56:

Anderson	Denman	Lamborn	Potgeter
Arbuckle	Dodds	Lange	Potter
Balloun	Erskine	Laverty	Rabedeaux
Bass	Frey	Leonard	Reichardt
Bortell	Frommelt	Lucken	Rigler
Briles	Gaudineer	McGill	Schaben
Brownlee	Gilley	Messerly	Shaff
Clarke	Glenn	Mowry	Smith
Coleman	Griffin	Neu	Stephens
Conklin	Hougen	Nicholson	Sullivan
Curran	Keith	Ollenburg	Thordsen
Davis	Klink	Orr	Van Gilst
DeHart	Kosek	Palmer	Walsh
DeKoster	Kyhl	Parker	Weimer

Nays, none.

Absent or not voting, 5:

Doderer	Mogged	O'Malley	Shirley
Hill			

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

House File 77

On motion of Senator Erskine, House File 77, a bill for an act relating to snowmobiles, with reports of committee recommending amendment and passage, was taken up, considered, and the reports of the committee adopted.

Senator Erskine offered the amendment filed May 7, 1969, by Senators Erskine, et al., recommended by the committee, and found on pages 1464-1467, inclusive, of the 1969 Senate Journal.

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

1 Amend the Erskine, Kyhl and Potter amendment of May 7, 1969,
2 to House File 77,
3 found on pages 1464 through 1467 of the Senate Journal by inserting
4 after
5 line 120 the following new section and renumbering the remaining
6 sections:
7 No person shall operate a snowmobile upon roadways or highways,
8 as defined
9 in section three hundred twenty-one point one (321.1) of the Code
10 except
11 as provided in this Act.

12 1. A snowmobile shall not be operated at any time within the right
13 of
14 way of any interstate highway or freeway within the state.

15 2. A snowmobile may make a direct crossing of a street or highway
16 provided:

17 a. The crossing is made at an angle of approximately ninety de-
18 grees to the
19 direction of the highway and at a place where no obstruction prevents
20 a quick
21 and safe crossing; and

22 b. The snowmobile is brought to a complete stop before crossing the
23 shoulder or main traveled way of the highway; and

24 c. The driver yields the right of way to all oncoming traffic which
25 constitutes an immediate hazard; and

26 d. In crossing a divided highway, the crossing is made only at an
27 inter-
28 section of such highway with another public street or highway.

29 3. A registered snowmobile shall not be operated on public highways:

30 a. On the roadway portion of a highway and adjacent shoulder, or at
31 least
32 five feet on either side of the roadway, except as provided in subsection
33 four (4)

34 of this section, and

35 b. On limited access highways and approaches, and

36 c. For racing any moving object, and

37 d. Abreast with one or more other snowmobiles on a city or town
38 highway.

39 4. A registered snowmobile may be operated under the following
40 conditions:

41 a. Upon city or town highways which have not been plowed during
42 the snow
43 season or on such highways as designated by the governing body of a
44 municipality.

45 b. On that portion of county roads that have not been plowed during
46 the
47 snow season and not maintained or utilized for the operation of con-
48 ventional

49 motor vehicles.

50 c. On highways in an emergency during the period of time when and
51 at

52 locations where snow upon the roadway renders travel by conventional
53 motor

34 vehicles impractical.

35 5. The headlight and tail light shall be lighted during the operation
on
36 a public highway from thirty minutes after sunset to thirty minutes
before

37 sunrise.

38 6. A snowmobile shall not be operated on or across a public high-
way by

39 a person under sixteen years of age.

(Consideration of House File 77 pending on adjournment.)

INTRODUCTION OF BILLS

Senate File 1103, by committee on judiciary, a bill for an act to permit county boards of supervisors to purchase a blanket bond for those county employees required to be bonded.

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

Senate File 1104, by Senator Klink, a bill for an act relating to the mileage and expenses of county engineers.

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

Senate File 1105, by Senators Shaff and Dodds, a bill for an act relating to exemption from sales and use tax on tangible personal property used as railroad rolling stock or materials or parts therefor.

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

Senate File 1106, by Senators Lucken, Erskine, Stephens, Smith, Lamborn and DeKoster, a bill for an act relating to labor disputes.

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

Senate File 1107, by Senator Potgeter, a bill for an act relating to juvenile court records.

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

Senate File 1108, by Senator Griffin (committee on commerce), a bill for an act to permit the superintendent of banking to charge a fee for examination of firms licensed under chapter five hundred thirty-six (536) of the Code.

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

Senate File 1109, by Senators Mowry, Denman, Lange and Briles (Fischer of Grundy, Perkins, Dunton, Tapscott and Lippold), a bill for an act relating to the Iowa soldiers' home.

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

Senate File 1110, by Senator Mowry, a bill for an act relating to the disposition of unclaimed property.

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

Senate File 1111, by Senator Rigler, a bill for an act relating to election precincts.

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

REPORT OF COMMITTEE ON RULES REGARDING AMENDMENTS TO TEMPORARY RULES

MR. PRESIDENT: Your committee on rules begs leave to report that it recommends that the permanent standing rules of the Senate of the Sixty-third General Assembly be amended as follows:

RULE 4

Strike Rule 4 and insert the following in lieu thereof:

"The organization and committees of the Senate shall carry over from the first to the second regular sessions of the same General Assembly.

All bills and resolutions introduced in the first regular session of a General Assembly which are not withdrawn, lost, or indefinitely postponed shall carry over into the second regular session of the same General Assembly, and shall be returned to committee. Committees may refer such bills and resolutions to a subcommittee for consideration or place them on the calendar."

RULE 25

1. Amend Rule 25 by inserting in line 1 after the word "question" the words "other than the vote on the confirmation of a gubernatorial appointment".

2. Amend Rule 25 by inserting in line 9 after the period the following sentence:

"If a date for adjournment has been set by resolution of the Senate, any Senator may call up a motion to reconsider at any time within three days prior to the date set for adjournment."

RULE 31

Amend Rule 31 by adding the following paragraph:

"If a date for adjournment has been set by resolution of the Senate, then a constitutional majority of the Senate may waive the fiscal note during the three days prior to the date set for adjournment."

RULE 35

Amend Rule 35 by inserting "Environmental Preservation" in its proper place after County Government in the listing of Standing Committees of the Senate.

ARTHUR A. NEU, Chairman

EXPLANATION OF VOTE

Due to illness I was absent from the Senate chamber when the following votes were taken. Had I been present I would have voted as follows: "Aye" on Senate Files 1023, 1049, 1056, 1058; "Aye" on the motion to reconsider

House Joint Resolution 6; "No" on the O'Malley amendment to Senate File 1063, and "Aye" on the final vote on Senate File 1063.

ROBERT R. DODDS

EXPLANATION OF VOTE

We have voted against House Joint Resolution 6 because we have been and continue to be strongly in support of four year terms for Governor and Lieutenant Governor but with the provision which would permit these to run as a team. However, House Joint Resolution 6 provides explicitly for four year terms for all state officials and excludes any provision permitting the Governor and Lieutenant Governor to run as a team. This is not in the best interests of state government, moreover, because the offices of Attorney General, Secretary of State, Secretary of Agriculture, Treasurer of State, and Auditor of State are administrative offices and as such should be appointed by the Governor, excepting the Auditor who should be elected by the General Assembly.

C. JOSEPH COLEMAN
WILLIAM F. DENMAN
ROBERT R. DODDS
MINNETTE DODERER
ANDREW FROMMELT
LEE GAUDINEER
EUGENE M. HILL
DONALD S. MCGILL
GEORGE E. O'MALLEY
JOAN ORR
WILLIAM PALMER
WILLIAM REICHARDT
JAMES SCHABEN
ALAN SHIRLEY
BASS VAN GILST
DONALD WEIMER

REPORTS OF COMMITTEES

Senator Griffin submitted the following reports:

MR. PRESIDENT: Your committee on commerce, to which was referred **Senate File 657**, a bill for an act relating to the storage of grain, begs leave to report it has had the same under consideration and recommends the same **do pass.***

JAMES W. GRIFFIN, SR., Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on commerce, to which was referred **Senate File 658**, a bill for an act relating to the licensing of agricultural warehouses, begs leave to report it has had the same under consideration and recommends the same **do pass.***

JAMES W. GRIFFIN, SR., Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on commerce, to which was referred **Senate File 659**, a bill for an act relating to lost warehouse receipts, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

JAMES W. GRIFFIN, SR., Chairman

Ordered passed on file.

Senator DeKoster submitted the following reports:

MR. PRESIDENT: Your committee on judiciary, to which was referred **Senate File 253**, a bill for an act relating to shorthand court reporters and their compensation, begs leave to report it has had the same under consideration and recommends the same **be amended in accordance with the Gleason amendments filed April 7 and 11, 1969, and found on pages 784 and 906 of the 1969 Senate Journal; and when so amended, the bill do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary, to which was referred **Senate File 444**, a bill for an act relating to post-conviction procedure, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary, to which was referred **Senate File 1031**, a bill for an act relating to probate inventories, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary, to which was referred **Senate File 1080**, a bill for an act to legalize a transfer of real property from the board of directors of the LeGrand Consolidated School District, LeGrand, Iowa, to Alfred J. Witham, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Senator Clarke submitted the following report:

MR. PRESIDENT: Your committee on state government, to which was referred **Senate File 1086**, a bill for an act relating to the salaries of persons appointed to fill vacancies in a public office, begs leave to report it has had

the same under consideration and recommends the same *do pass*.*

HUGH H. CLARKE, Chairman

Ordered passed on file.

*Denotes a unanimous committee vote.

AMENDMENTS FILED

- 1 Amend Senate File 1091 by striking from page 2,
- 2 lines 5 and 6, and renumbering the remaining
- 3 sections.

LUCAS J. DeKOSTER

- 1 Amend the Erskine amendment to House File 77, filed May 7,
- 2 1969, found on pages 1464 through 1467 of the Senate Journal,
- 3 by adding after line 148 the following new subsection:
- 4 "With any firearms in the vehicle, except in the
- 5 possession of a peace officer."

CHARLES F. BALLOUN

- 1 Amend the Erskine, Kyhl and Potter amendment of May 7, 1969,
- 2 to House File 77, found on pages 1464 through 1467 of the Senate
- 3 Journal, by inserting after line 153 the following new section:
- 4 This Act being deemed of immediate importance shall be in
- 5 full force and effect from and after its final approval and publi-
- 6 cation in the Eldora Herald-Ledger, a newspaper published at
- 7 Eldora, Iowa, and in The Spirit Lake Beacon, a newspaper published
- 8 at Spirit Lake, Iowa.

JAMES A. POTGETER

- 1 Amend the Erskine, Kyhl and Potter amendment of May 7, 1969, to
- 2 House File 77, found on pages 1464 through 1467 of the Senate Journal,
- 3 by striking the sentence beginning in line 104.

JAMES A. POTGETER

- 1 Amend House File 394, as amended and passed by the House, by
- 2 inserting in page 1, line 14, after the word, "system" the
- 3 following:
- 4 "The terms road and street as used in this act mean the
- 5 entire width between property lines of every way or place of
- 6 whatever nature when any part thereof is open to the use of the
- 7 public, as a matter of right, for purposes of vehicular traffic."

LEE GAUDINEER

LUCAS DeKOSTER

- 1 Amend House File 1020, as amended and passed by the
- 2 House as follows:
- 3 1. Page 3, line 34, by striking the word "represent-
- 4 ative" and inserting in lieu thereof the word "legislative".
- 5 2. Page 4, line 1, by inserting after the word "county"
- 6 the following words "or part thereof which the candi-
- 7 date seeks to represent".

R. DEAN ARBUCKLE

On motion of Senator Rigler, the Senate adjourned until 9:00 a.m., Friday, January 23, 1970.

JOURNAL OF THE SENATE

TWELFTH DAY

SENATE CHAMBER,
DES MOINES, IOWA, FRIDAY, JANUARY 23, 1970.

The Senate met in regular session, President Jepsen presiding.

Prayer was offered by Major Rema Fellman, of the Salvation Army, Marshalltown, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Thursday, January 22, 1970, was approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Potter for the day on request of Senator Potgeter.

INTRODUCTION OF BILLS

Senate File 1112, by Senators Reichardt, Denman, DeKoster, Doderer, Frey, Walsh, Palmer, Leonard, Orr, Gaudineer and Coleman, a bill for an act relating to scholarships and tuition grants for non-Caucasian students.

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

Senate File 1113, by Senator Reichardt, a bill for an act relating to the assessment of real property.

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

Senate File 1114, by Senator Reichardt, a bill for an act relating to the retail sale of alcoholic liquor in the original package by private licensees for off-premises consumption, and the imposition of a special tax on such licensees.

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

Senate File 1115, by committee on ways and means, a bill for an act relating to state income tax and personal property tax.

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

UNFINISHED BUSINESS

House File 77

On motion of Senator Erskine, House File 77, a bill for an act relating to snowmobiles, was taken up for further consideration.

The Senate resumed consideration of the Potgeter amendment to the Erskine, et al., amendment.

Senator Potgeter moved the adoption of the amendment to the amendment.

The amendment to the amendment was adopted.

Senator Balloun withdrew the amendment to the amendment filed by him on January 21, 1970, and found on page 196 of the Senate Journal.

Senator Balloun offered the following amendment to the amendment:

Amend the Erskine amendment to House File 77, filed May 7, 1969, found on pages 1464 through 1467 of the Senate Journal, by adding after line 148 the following new subsection:

"With any firearms in the vehicle, except in the possession of a peace officer."

Senator Anderson took the chair at 9:30 a.m.

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

The amendment to the amendment was adopted.

Senator Potgeter asked and received unanimous consent to withdraw the amendments to the amendment filed by him on January 22, 1970, and found on page 213 of the Senate Journal.

Senator Potgeter offered the following amendment to the amendment by Senators Potgeter and Gaudineer and moved its adoption:

Amend the Erskine, Kyhl and Potter amendment of May 7, 1969, to House File 77, found on pages 1464 through 1467 of the Senate Journal, by striking in lines 106 and 107 the words "the administration and enforcement of snowmobile laws and safety" and inserting in lieu thereof the words "their use".

The amendment to the amendment was adopted.

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

Amend the Erskine, Kyhl, and Potter amendment to House File 77, as amended and passed by the House, filed May 7, 1969, found on pages 1464-1467 of the 1969 Senate Journal, as follows:

1. Line 33 by adding after the period the following:

"If the snowmobile is propelled by an endless belt-type tread, the identifying number shall, in addition to being displayed as required by this section, also be affixed to or imprinted upon the tread as provided in section 5 of this Act."

2. Line 63, by adding after the period the following:

"The commission shall, after July 1, 1970, also provide either a plate suitably designed for firm affixation to the propelling tread, which shall contain the identification number awarded to the snowmobile or require that the number be permanently imprinted upon the tread itself after such date. The number shall be reversed and embossed upon the plate or the tread in such a manner that it will be clearly imprinted upon the surface being traveled when the snowmobile is in operation. The specifications and design of such identification plate, or the manner of imprinting upon the tread shall be determined by the commission."

3. Line 65, by inserting after the word "snowmobile" the words "and the identification number to be affixed to or imprinted upon the propelling tread".

4. Line 78, by inserting after the word "dollars" the words "and twenty-five cents".

5. Line 80, by inserting after the word "dollars" the words "and twenty-five cents".

Division was called for.

The amendment to the amendment lost.

Senator Erskine moved the adoption of the Erskine, et al., amendment as amended and moved its adoption.

The amendment as amended was adopted.

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

On the question "Shall the bill pass?" (H.F. 77) the vote was:

Ayes, 56:

Anderson	Denman	Kyhl	Palmer
Arbuckle	Dodds	Lamborn	Parker
Balloun	Doderer	Lange	Potgeter
Bass	Erskine	Lavery	Potter
Bortell	Frey	Leonard	Rabedeaux
Briles	Frommelt	Lucken	Rigler
Brownlee	Gaudineer	McGill	Schaben
Clarke	Gilley	Messerly	Shirley
Coleman	Griffin	Mogged	Smith
Conklin	Hill	Mowry	Stephens
Curran	Hougen	Neu	Sullivan
Davis	Keith	Nicholson	Thordsen
DeHart	Klink	Ollenburg	Van Gilst
DeKoster	Kosek	Orr	Walsh

Nays, 2:

Glenn Weimer

Absent or not voting, 3:

O'Malley Reichardt Shafl

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

President pro tempore Lange took the chair at 10:40 a.m.

REPORTS OF INVESTIGATING COMMITTEES

Senator Mowry submitted the following report:

MR. PRESIDENT: Your committee to investigate the character and qualifications of James N. Gillman of Marshalltown, Marshall County, Iowa, for appointment as commissioner of social services under the provisions of section 7 of Senate File 739 of the Sixty-second General Assembly for the term beginning August 18, 1969, begs leave to report that it has made such investigation and recommends that the appointment be confirmed.

JOHN L. MOWRY, Chairman
ERNEST KOSEK
EDWARD E. NICHOLSON
GEORGE E. O'MALLEY
EUGENE HILL

On motion of Senator Mowry, the report was adopted.

Senator Lamborn moved that action on the confirmation of James N. Gillman be deferred.

Senator Lamborn asked and received unanimous consent to withdraw his motion.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 57:

Anderson	Dodds	Kyhl	Parker
Arbuckle	Doderer	Lange	Potgeter
Balloun	Erskine	Laverty	Rabedeaux
Bass	Frey	Leonard	Reichardt
Bortell	Frommelt	Lucken	Rigler
Briles	Gaudineer	McGill	Schaben
Brownlee	Gilley	Messerly	Shirley
Clarke	Glenn	Mogged	Smith
Coleman	Griffin	Mowry	Stephens
Conklin	Hill	Neu	Sullivan
Curran	Hougen	Nicholson	Thordsen
Davis	Keith	Ollenburg	Van Gilst
DeHart	Klink	Orr	Walsh
DeKoster	Kosek	Palmer	Weimer
Denman			

Nays, 1:

Lamborn

Absent or not voting, 3:

O'Malley Potter Shafl

President pro tempore Lange declared the appointment of James N. Gillman as commissioner of social services confirmed for the term beginning August 18, 1969.

Senator Ollenburg submitted the following report:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of James T. Klein of Lake Mills, Winnebago County, Iowa, for appointment as a member of the Iowa Employment Security Commission under the provisions of section 96.10, Code 1966, for the unexpired term ending June 30, 1973, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

HERBERT L. OLLENBURG, Chairman
ARTHUR A. NEU
S. J. BROWNLEE
WILLIAM D. PALMER
JOAN ORR

On motion of Senator Ollenburg, the report was adopted.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 57:

Anderson	Doderer	Lamborn	Parker
Arbuckle	Erskine	Lange	Potgeter
Balloun	Frey	Laverty	Rabedeaux
Bass	Frommelt	Leonard	Reichardt
Bortell	Gaudineer	Lucken	Rigler
Briles	Gilley	McGill	Schaben
Brownlee	Glenn	Messerly	Shirley
Clarke	Griffin	Mogged	Smith
Coleman	Hill	Mowry	Stephens
Conklin	Hougen	Neu	Sullivan
Curran	Keith	Nicholson	Thordsen
Davis	Klink	Ollenburg	Van Gilst
DeKoster	Kosek	Orr	Walsh
Denman	Kyhl	Palmer	Weimer
Dodds			

Nays, none.

Absent or not voting, 4:

DeHart	O'Malley	Potter	Shaff
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President pro tempore Lange declared the appointment of James T. Klein as a member of the Iowa Employment Security Commission confirmed for the unexpired portion of the term ending June 30, 1973.

ADOPTION OF REPORT OF COMMITTEE ON RULES

Senator Neu called up for consideration the following report:

MR. PRESIDENT: Your committee on rules begs leave to report that it recommends that the permanent standing rules of the Senate of the Sixty-third General Assembly be amended as follows:

RULE 4

Strike Rule 4 and insert the following in lieu thereof:

"The organization and committees of the Senate shall carry over from the first to the second regular sessions of the same General Assembly.

All bills and resolutions introduced in the first regular session of a General Assembly which are not withdrawn, lost, or indefinitely postponed shall carry over into the second regular session of the same General Assembly, and shall be returned to committee. Committees may refer such bills and resolutions to a subcommittee for consideration or place them on the calendar."

RULE 25

1. Amend Rule 25 by inserting in line 1 after the word "question" the words "other than the vote on the confirmation of a gubernatorial appointment".

2. Amend Rule 25 by inserting in line 9 after the period the following sentence:

"If a date for adjournment has been set by resolution of the Senate, any Senator may call up a motion to reconsider at any time within three days prior to the date set for adjournment."

RULE 31

Amend Rule 31 by adding the following paragraph:

"If a date for adjournment has been set by resolution of the Senate, then a constitutional majority of the Senate may waive the fiscal note during the three days prior to the date set for adjournment."

RULE 35

Amend Rule 35 by inserting "Environmental Preservation" in its proper place after County Government in the listing of Standing Committees of the Senate.

ARTHUR A. NEU, Chairman

Senator Rigler offered the following amendment by Senators Rigler and Neu and moved its adoption:

Amend the report of committee on rules found on page 210 of the Senate Journal, Rule 4, line 5, by striking the word "lost" and inserting the word "defeated".

The amendment was adopted.

Senator Neu moved the adoption of the committee report as amended.

On the question "Shall the report of the committee on rules as amended be adopted?" the vote was:

Ayes, 54:

Anderson	Conklin	Frommelt	Kosek
Arbuckle	Curran	Gaudineer	Kyhl
Bass	Davis	Gilley	Lamborn
Bortell	DeHart	Glenn	Lange
Briles	DeKoster	Griffin	Lavery
Brownlee	Dodds	Hill	Leonard
Clarke	Doderer	Hougen	Lucken
Coleman	Frey	Klink	McGill

Messerly	Orr	Rigler	Sullivan
Mogged	Palmer	Schaben	Thordsen
Mowry	Parker	Shirley	Van Gilat
Neu	Potgeter	Smith	Walsh
Nicholson	Rabedeaux	Stephens	Weimer
Ollenburg	Reichardt		

Nays, none.

Absent or not voting, 7:

Balloun	Erskine	O'Malley	Shaff
Denman	Keith	Potter	

The report as amended was adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Mogged, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 364 and 1059.

CHARLES G. MOGGED
Chairman, Senate Committee
ELIZABETH SHAW
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: Senate Files 364 and 1059.

BILLS SENT TO THE GOVERNOR

Senator Mogged, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 23rd day of January, 1970, sent to the Governor for his approval: Senate Files 364 and 1059.

CHARLES G. MOGGED, Chairman

Passed on file.

CONSIDERATION OF BILLS

Senate File 1079

On motion of Senator Erskine, Senate File 1079, a bill for an act relating to conservation, was taken up and considered.

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

On the question "Shall the bill pass?" (S.F. 1079) the vote was:

Ayes, 54:

Anderson	Frey	Leonard	Potter
Arbuckle	Frommelt	Lucken	Rabedeaux
Bass	Gaudineer	McGill	Reichardt
Bortell	Gilley	Messerly	Rigler
Brownlee	Glenn	Mogged	Schaben
Coleman	Griffin	Mowry	Shirley
Conklin	Hougen	Neu	Smith
Curran	Keith	Nicholson	Stephens
Davis	Klink	Ollenburg	Sullivan
DeHart	Kosek	Orr	Thordsen
DeKoster	Kyhl	Palmer	Van Gilst
Dodds	Lamborn	Parker	Walsh
Doderer	Lange	Potgeter	Weimer
Erskine	Laverty		

Nays, none.**Absent or not voting, 7:**

Balloun	Clarke	Hill	Shaff
Briles	Denman	O'Malley	

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

Senate File 1081

On motion of Senator Stephens, Senate File 1081, a bill for an act to change the requirement for third-party medical assistance from a mandatory requirement to a permissive requirement, was taken up and considered.

Senator Kosek offered the following amendment filed by Senators Kosek, et al., and moved its adoption:

Amend Senate File 1081, page 1, line 8, by adding after the period the following sentence: "Further amend said section by striking from line twenty-nine (29) the second use of the word 'shall' and inserting in lieu thereof the word 'may'."

The amendment was adopted.

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

On the question "Shall the bill pass?" (S.F. 1081) the vote was:

Ayes, 48:

Anderson	Erskine	Lange	Parker
Arbuckle	Frommelt	Laverty	Potgeter
Balloun	Gaudineer	Leonard	Rabedeaux
Bortell	Gilley	Lucken	Reichardt
Brownlee	Glenn	McGill	Rigler
Clarke	Griffin	Messerly	Schaben
Coleman	Hill	Mowry	Shirley
Curran	Hougen	Neu	Smith
Davis	Keith	Nicholson	Stephens
DeHart	Klink	Ollenburg	Thordsen
Dodds	Kosek	Orr	Van Gilst
Doderer	Lamborn	Palmer	Walsh

Nays, 7:

Bass	DeKoster	Kyhl	Sullivan
Conklin	Frey	Mogged	

Absent or not voting, 6:

Briles	O'Malley	Shaff	Weimer
Denman	Potter		

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

Senate File 83

On motion of Senator Mowry, Senate File 83, a bill for an act relating to the duties of the industrial commissioner, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

On the question "Shall the bill pass?" (S.F. 83) the vote was:

Ayes, 53:

Anderson	Doderer	Lamborn	Palmer
Arbuckle	Erskine	Lange	Parker
Balloun	Frey	Laverty	Potgeter
Bass	Gaudineer	Leonard	Rabedeaux
Bortell	Gilley	Lucken	Reichardt
Brownlee	Glenn	McGill	Rigler
Clarke	Griffin	Messerly	Schaben
Coleman	Hill	Mogged	Smith
Conklin	Hougen	Mowry	Stephens
Curran	Keith	Neu	Sullivan
Davis	Klink	Nicholson	Thordsen
DeHart	Kosek	Ollenburg	Van Gilst
DeKoster	Kyhl	Orr	Walsh
Dodds			

Nays, none.**Absent or not voting, 8:**

Briles	Frommelt	Potter	Shirley
Denman	O'Malley	Shaff	Weimer

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

Senate File 571

On motion of Senator Kosek, Senate File 571, a bill for an act to make all employees of county welfare departments employees of the Iowa department of social services and to insure that such employees are entitled to the same fringe benefits as employees of the Iowa department of social services, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

SENATE FILE 571 DEFERRED

Senator Kosek asked and received unanimous consent that further action on **Senate File 571** be deferred and that the bill be placed on the calendar under unfinished business.

CONSIDERATION OF BILLS

House File 129

On motion of Senator Mowry, House File 129, a bill for an act relating to admission of widows and wives of members to the Iowa soldiers' home, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

On the question "Shall the bill pass?" (H.F. 129) the vote was:

Ayes, 55:

Anderson	Dodds	Kyhl	Palmer
Arbuckle	Doderer	Lamborn	Parker
Balloun	Erskine	Lange	Potgeter
Bass	Frey	Laverty	Rabedeaux
Bortell	Frommelt	Leonard	Rigler
Briles	Gaudineer	Lucken	Schaben
Brownlee	Gilley	McGill	Smith
Clarke	Glenn	Messerly	Stephens
Coleman	Griffin	Mogged	Sullivan
Conklin	Hill	Mowry	Thordson
Curran	Hougen	Neu	Van Gilst
Davis	Keith	Nicholson	Walsh
DeHart	Klink	Ollenburg	Weimer
DeKoster	Kosek	Orr	

Nays, none.

Absent or not voting, 6:

Denman	Potter	Shaff	Shirley
O'Malley	Reichardt		

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

INTRODUCTION OF BILLS

Senate File 1116, by committee on commerce (committee on commerce), a bill for an act relating to the termination of insurance agency contracts.

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

Senate File 1117, by Senator Mowry, a bill for an act relating to federal tax lien registration.

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

Senate File 1118, by Senator Neu, a bill for an act to abolish the budget and financial control committee and to create the office of legislative fiscal director.

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

Senate File 1119, by Senators Glenn, Dodds, Frommelt, Gaudineer, Doderer, Hill, Van Gilst, Weimer, Palmer, Orr, McGill and Shirley, a bill for an act requiring certain disclosures by persons and organizations engaged in lobbying activities.

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

Senate File 1120, by Senator Bass, a bill for an act relating to the conveyance of land in Page County.

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

Senate File 1121, by committee on judiciary, a bill for an act relating to the operation of aircraft.

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

Senate Joint Resolution 1002, by committee on judiciary, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to judges of the district court and supreme court.

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

BILLS ASSIGNED TO COMMITTEE

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

S. F. 1098	Transportation
S. F. 1101	Cities and towns
S. F. 1104	County government
S. F. 1105	Ways and means
S. F. 1106	Human and industrial relations
S. F. 1107	Judiciary
S. F. 1108	Commerce
S. F. 1109	Appropriations
S. F. 1110	Judiciary
S. F. 1111	County government
S. F. 1112	Higher education
S. F. 1113	Ways and means
S. F. 1114	Law enforcement
H. F. 8	County government
H. F. 499	State government
H. F. 788	State government

- H. F. 1020 Constitutional amendments and reapportionment
 H. F. 1052 Commerce

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on January 23, 1970, he approved and transmitted to the Secretary of State the following bills:

- S. F. 33—Relating to roadside parks.
 S. F. 97—Relating to the filing of retail licensee prices.
 S. F. 257—To prevent dual regulation of certain annuity and endowment contracts.
 S. F. 475—To provide for incentive awards to state employees who develop or participate in cost reduction plans or contribute to efficiency and economy in state government.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which House File 77 passed the Senate.

ANDREW FROMMELT

REPORTS OF COMMITTEE

Senator Conklin submitted the following reports:

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

W. CHARLENE CONKLIN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on schools, to which was referred **Senate File 645**, a bill for an act to accept the provisions of the national school lunch act and the national child nutrition act of 1966, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

W. CHARLENE CONKLIN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on schools, to which was referred **House File 427**, a bill for an act relating to the uniform issuance and return of teachers' contracts, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

W. CHARLENE CONKLIN, Chairman

Ordered passed on file.

*Denotes a unanimous committee vote.

AMENDMENTS FILED

1 Amend Senate File 1054 by striking all after the
 2 enacting clause and by inserting the following:
 3 Section 1. Chapter twenty-nine C (29C), Code 1966, is
 4 hereby amended by adding the following new section:
 5 "The county board of supervisors may levy an annual tax
 6 of not to exceed one-fourth mill on all taxable property
 7 within the county for the purpose of paying expenses relating
 8 to civil defense and emergency planning. The governing body
 9 of a municipal corporation may levy an annual tax of not to
 10 exceed one-fourth mill on all taxable property within the
 11 municipal corporation for the purpose of paying expenses
 12 relating to civil defense and emergency planning."

R. DEAN ARBUCKLE

1 Amend Senate File 1083, page 3, line 24, by striking the words
 2 "Sixty-second General Assembly" and inserting in lieu thereof
 3 "Sixty-third General Assembly, First Session".

W. CHARLENE CONKLIN

1 Amend Senate File 1083 as follows:
 2 1. Page 4, by inserting after line 32 the following new
 3 section:
 4 Sec. 21. Section two hundred seventy-three point twenty-
 5 two (273.22), Code 1966, as amended by chapter one hundred
 6 eighty-three (183), section three (3), Acts of the Sixty-third
 7 General Assembly, First Session, is hereby further amended as
 8 follows:
 9 1. By striking from subsection five (5), lines twelve
 10 (12) and thirteen (13) the words "in odd-numbered years".
 11 2. By striking from subsection five (5), line sixteen
 12 (16), the word "six" and inserting in lieu thereof the word
 13 "three".
 14 3. By striking from subsection five (5), lines nineteen
 15 (19) and twenty (20) the words "odd-numbered year".
 16 4. By striking from subsection six (6), line thirteen
 17 (13), the words "odd-numbered".
 18 5. By striking from subsection six (6), line fifteen
 19 (15), the words "two years" and inserting in lieu thereof the
 20 words "one year".
 21 6. By striking from subsection six (6), line sixteen
 22 (16), the word "four" and inserting in lieu thereof the word
 23 "two".
 24 2. By renumbering sections 21 through 56 of the bill, inclusive,
 25 in accordance with the foregoing amendment.
 26 3. Page 9, by inserting after line 11 the following new
 27 section:
 28 "Sec. 58. Section two hundred ninety-eight point fourteen
 29 (298.14), Code 1966, is hereby repealed."
 30 4. By renumbering all succeeding sections of the bill in
 31 accordance with the foregoing amendments.

COMMITTEE ON SCHOOLS

W. CHARLENE CONKLIN, Chairman

- 1 Amend Senate File 1099, page 3, by inserting after line
- 2 8 the following new section:
- 3 This Act being deemed of immediate importance shall
- 4 take effect and be in full force from and after its final
- 5 approval and publication in the Council Bluffs Nonpareil,
- 6 a newspaper published in Council Bluffs, Iowa, and in the
- 7 Times-Democrat, a newspaper published in Davenport, Iowa.

JAMES W. GRIFFIN, SR.
HAROLD A. THORSEN

- 1 Amend Senate File 1102 as follows:
- 2 1. Page 6, line 33, by inserting after the word "five"
- 3 the figure "(5)".
- 4 2. Page 8, lines 2 and 3, by striking the words "a
- 5 court of competent jurisdiction" and inserting in lieu
- 6 thereof the words "the district court".

JAMES W. GRIFFIN

On motion of Senator Rigler, the Senate adjourned until 10:00 a.m., Monday, January 26, 1970.

JOURNAL OF THE SENATE

FIFTEENTH DAY

SENATE CHAMBER,
DES MOINES, IOWA, MONDAY, JANUARY 26, 1970.

The Senate met in regular session, President Jepsen presiding.

Prayer was offered by Father William Muenster, pastor of the St. Mary's Catholic Church, Waverly, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Friday, January 23, 1970, was approved.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Leonard for the day; Senator O'Malley for the day on request of President Jepsen.

DISTINGUISHED GUEST.

Senator Klink rose on a point of personal privilege and presented to the Senate the Honorable Adolph W. Elvers, former member of the Senate from Clayton and Allamakee Counties.

CONSIDERATION OF BILLS

Senate File 444

On motion of Senator Mowry, Senate File 444, a bill for an act relating to post-conviction procedure, with reports of committee recommending passage, was taken up, considered, and the reports of the committee adopted.

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

On the question "Shall the bill pass?" (S.F. 444) the vote was:

Ayes, 55:

Anderson	Coleman	Erskin	Hougen
Arbuckle	Conklin	Frey	Keith
Balloun	Curran	Frommelt	Klink
Bass	Davis	Gaudineer	Kosek
Bortell	DeHart	Gilley	Kyhl
Briles	DeKoster	Glenn	Lamborn
Brownlee	Dodds	Griffin	Lange
Clarke	Doderer	Hill	Laverty

Lucken	Nicholson	Rabedaux	Stephens
McGill	Ollenburg	Reichardt	Sullivan
Messerly	Palmer	Rigler	Thordsen
Mogged	Parker	Schaben	Van Gilst
Mowry	Potgeter	Shaff	Walsh
Neu	Potter	Smith	

Nays, none.

Voting present, 1:

Orr

Absent or not voting, 5:

Denman	O'Malley	Shirley	Weimer
Leonard			

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

Senate File 657

On motion of Senator Potgeter, Senate File 657, a bill for an act relating to the storage of grain, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Potgeter asked and received unanimous consent that further action on **Senate File 657** be deferred and that the bill be placed on the calendar under unfinished business.

Senate File 658

On motion of Senator Potgeter, Senate File 658, a bill for an act relating to the licensing of agricultural warehouses, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Potgeter asked and received unanimous consent that further action on **Senate File 658** be deferred and that the bill be placed on the calendar under unfinished business.

SENATE FILE 253 RE-REFERRED TO COMMITTEE

Senator DeKoster asked and received unanimous consent that **Senate File 253** be re-referred to the committee on **judiciary**.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Mogged, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: **House Joint Reso-**

lution 6; House Files 106, 352, 353, 506, 560, 785, 1022, 1028, 1030, 1031, 1032, 1033, 1035, 1036, 1037 and 1070.

CHARLES G. MOGGED
Chairman, Senate Committee
ELIZABETH SHAW,
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: House Joint Resolution 6; House Files 106, 352, 353, 506, 560, 785, 1022, 1028, 1030, 1031, 1032, 1033, 1035, 1036, 1037 and 1070.

UNFINISHED BUSINESS

House File 394

On motion of Senator DeKoster, House File 394, a bill for an act relating to classification of highways, was taken up for further consideration.

The Senate resumed consideration of the committee amendment, as amended.

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

Amend the amendment by the committee on transportation to House File 394, filed January 19, 1970, and found on pages 162 and 163 of the Senate Journal, as follows:

By striking lines 36 through 44, inclusive, and inserting in lieu thereof the following:

"The state highway commission, in consultation with an advisory committee, shall establish uniform design and maintenance guidelines for the respective classification systems. The advisory committee shall consist of two state senators appointed by the president of the senate, two state representatives appointed by the speaker of the house of representatives, two supervisors appointed by the Iowa State Association of County Supervisors, two engineers appointed by the Iowa County Engineers Association, and four persons appointed by the League of Iowa Municipalities. Two of the four appointed by the League of Iowa Municipalities shall be licensed professional engineers."

The amendment to the amendment was adopted.

On motion of Senator DeKoster, the committee amendment as amended was adopted.

Senator Hill offered the following amendment filed by him on April 30, 1969, and moved its adoption:

Amend House File 394, as amended and passed by the House, as follows:

1. By striking from page two (2), lines eight (8), nine (9) and ten (10), the sentence:

"The freeway-expressway system, including the national interstate and defense highway mileage, shall not exceed three thousand miles."

2. By striking from page two (2), lines fifteen (15) and sixteen (16), the sentence:

"The arterial system shall not exceed three thousand five hundred miles."

3. By striking from page two (2), lines twenty-four (24) through twenty-seven (27) the sentence:

"The trunk system shall not exceed fifteen thousand miles and shall include, but not be limited to, the major federal aid secondary roads of the state."

4. By striking from page two (2), lines thirty-one (31) through thirty-four (34), the sentences:

"The trunk collector system shall not exceed twenty thousand miles. The trunk collector system and the trunk system shall constitute the farm-to-market road system of the state."

5. By striking from page three (3), lines fifteen (15) through nineteen (19), the sentence:

"The municipal arterial system shall not exceed fifteen percent of the entire street mileage under jurisdiction of a municipality, except that municipalities under two thousand population may exceed said limitation."

6. By striking from page three (3), lines twenty-two (22) through twenty-six (26), the sentence:

"The municipal collector system shall not exceed twenty percent of the entire street mileage under jurisdiction of the municipality, except that municipalities under two thousand population may exceed said limitation."

7. By striking from page four (4), lines two (2) through six (6), the sentences:

"Said systems shall comprise the primary road system of this state. Said systems shall not exceed a total mileage of ten thousand miles as measured along the center line of the right of way and including frontage roads parallel to the driving lanes."

8. By striking from page four (4), lines ten (10) and eleven (11), the sentence:

"Said systems shall comprise the secondary road system of this state."

9. By striking from page four (4), lines fourteen (14) and fifteen (15), the sentence:

"Said systems shall comprise the municipal street system of this state."

10. By striking from page six (6), lines thirteen

(13), fourteen (14), and fifteen (15), the sentence:

"b. Reduce mileage of roads classified in the trunk system or trunk collector system to assure equitable distribution among the counties of the total mileage of such systems."

The Chair called for a division.

The amendment lost.

Senator Gaudineer offered the amendment by Senators Gaudineer and DeKoster:

Amend House File 394, as amended and passed by the House, by inserting in page 1, line 14, after the word, "system" the following:

"The terms road and street as used in this act mean the entire width between property lines of every way or place of whatever nature when any part thereof is open to the use of the public, as a matter of right, for purposes of vehicular traffic."

Senator Gaudineer asked and received unanimous consent that further action on the amendment be temporarily deferred.

Senator Anderson offered the following amendment:

Amend House File 394 as follows:

1. Page 1, lines 11 and 12, by striking the words "the land access system,".
2. Page 2, by striking line 35.
3. Page 3, by striking lines 1 through 11, inclusive.
4. By relettering the following paragraphs.

Senator Rigler asked and received unanimous consent that further action on House File 394 be deferred until the afternoon session.

REPORT OF CONTEST COMMITTEE

Senator Neu submitted the following report and moved its acceptance:

MR. PRESIDENT AND MEMBERS OF THE SENATE: We the undersigned, members of the committee to whom was referred the matter of the election contest between Gilbert M. McCarty, contestant, and Wilson L. Davis, incumbent, for the position of Senator from the First Senatorial District of Iowa, submits the following report:

This committee has met on three separate occasions. All members have examined the statement of intention to contest the election by the contestant along with briefs and oral arguments by the parties. At the last two meetings both parties were represented by counsel and upon motion the committee voted three to two to examine 82 disputed ballots. At the third meeting the ballots were presented to the committee by the Lee County Auditor and the whole committee in the presence of the parties and their counsel examined the 82 disputed ballots.

After consideration of the briefs and testimony presented the committee unanimously determined that no errors existed and that the official tally of vote showing the incumbent, Wilson L. Davis to have been duly elected to

the office of State Senator from the First Senatorial District to be correct. The committee unanimously declares that Wilson L. Davis be declared to be the duly elected Senator from the First Senatorial District, Lee County, and that his seat in the Senate be confirmed.

Respectfully submitted
ARTHUR A. NEU
JAMES A. POTGETER
JOHN WALSH
WILLIAM F. DENMAN
JOSEPH C. COLEMAN

The motion prevailed and the report of contest committee was accepted.

Senator Neu moved that the report of contest committee be adopted, which motion prevailed.

POINT OF PERSONAL PRIVILEGE

Senator Davis rose on a point of personal privilege to express his thanks as follows:

I wish to express my appreciation of the dispatch with which the committee and the Senate functioned in this contest.

I feel that the number of close elections subject to contest is going to increase in the future and the Senate should take steps to eliminate these coming through them in vast numbers. It is my recommendation that two steps be taken:

1. Make it clear that the contest expenses shall be paid for by the contestants instead of by the state.
2. Follow through on the philosophy of Home Rule and abide by local vote decisions including the election judges' decisions unless fraud is definitely determined.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has concurred in Senate amendment to House amendment and passed the following bill in which the concurrence of the House was asked: Senate File 124, a bill for an act relating to attorney fees.

WILLIAM R. KENDRICK, Chief Clerk

INTRODUCTION OF BILLS

Senate File 1122, by Senators Lange and Mogged (Van Drie and Fischer of Grundy), a bill for an act relating to seals on alcoholic liquor.

Read first time and passed on file.

Senate File 1123, by Senator Arbuckle, a bill for an act creating a state criminalistics laboratory and making an appropriation therefor.

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

Senate File 1124, by Senator Mowry, a bill for an act to provide for variance from employment safety rules, regulations or standards.

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

Senate File 1125, by Senators Walsh, Shirley, Gaudineer, Neu and Thordsen, a bill for an act relating to sales tax refund.

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

Senate File 1126, by Senator Lucken (Nelson), a bill for an act relating to the sale of real estate of old-age recipients.

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

Senate File 1127, by Senator Mowry, a bill for an act relating to the appropriation to the supreme court made by the Sixty-third General Assembly, First Session.

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

On motion of Senator Rigler, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President Jepsen presiding.

CONSIDERATION OF BILLS

House File 394

The Senate resumed consideration of House File 394.

Senator Anderson asked and received unanimous consent to withdraw the amendment under discussion at the close of the morning session and to substitute the following amendment:

Amend House File 394 as follows:

1. Page 1, lines 11 and 12, by striking the words "the land access system,".
2. Page 2, by striking line 35, and inserting in lieu thereof the following: "f. The area service system shall consist of all other rural roads not otherwise classified."
3. Page 3, by striking lines 1 through 11, inclusive.
4. By relettering the following paragraphs.

On motion of Senator Anderson, the amendment was adopted.

Senator Gaudineer moved the adoption of the Gaudineer-DeKoster amendment filed January 22, 1970, and previously deferred.

The amendment was adopted.

Senator Erskine moved that further action on House File 394 be deferred and that the bill retain its place on the calendar, and called for a division.

The motion was lost.

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

On the question "Shall the bill pass?" (H.F. 394) the vote was:

Ayes, 46:

Anderson	Frey	Lange	Potter
Arbuckle	Frommelt	Lavery	Rabedeaux
Bass	Gaudineer	Lucken	Reichardt
Bortell	Gilley	McGill	Rigler
Brownlee	Glenn	Messerly	Schaben
Clarke	Griffin	Mogged	Shaff
Coleman	Hougen	Mowry	Shirley
Conklin	Keith	Nicholson	Smith
Curran	Klink	Orr	Thordsen
Davis	Kosek	Palmer	Walsh
DeHart	Kyhl	Potgeter	Weimer
Dodds	Lamborn		

Nays, 8:

Balloun	Erskine	Ollenburg	Stephens
Briles	Hill	Parker	Van Gilst

Absent or not voting, 7:

DeKoster	Doderer	Neu	Sullivan
Denman	Leonard	O'Malley	

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

President pro tempore Lange took the chair at 2:45 p.m.

Senate File 1031

On motion of Senator Gaudineer, Senate File 1031, a bill for an act relating to probate inventories, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

On the question "Shall the bill pass?" (S.F. 1031) the vote was:

Ayes, 51:

Anderson	Brownlee	Curran	Frey
Arbuckle	Clarke	DeHart	Frommelt
Balloun	Coleman	Dodds	Gaudineer
Bass	Conklin	Erskine	Gilley

Glenn	Lange	Ollenburg	Shaff
Griffin	Laverty	Palmer	Smith
Hill	Lucken	Parker	Stephens
Hougen	McGill	Potgeter	Sullivan
Keith	Messerly	Potter	Thordsen
Klink	Mogged	Rabedeaux	Van Gilst
Kosek	Mowry	Reichardt	Walsh
Kyhl	Neu	Rigler	Weimer
Lamborn	Nicholson	Schaben	

Nays, none.

Absent or not voting, 10:

Bortell	DeKoster	Leonard	Orr
Briles	Denman	O'Malley	Shirley
Davis	Doderer		

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

Senate File 1080

On motion of Senator Mowry, Senate File 1080, a bill for an act to legalize a transfer of real property from the board of directors of the LeGrand consolidated school district, LeGrand, Iowa, to Alfred J. Witham, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

On the question "Shall the bill pass?" (S.F. 1080) the vote was:

Ayes, 55:

Anderson	Erskine	Laverty	Rabedeaux
Arbuckle	Frey	Lucken	Reichardt
Balloun	Gaudineer	McGill	Rigler
Bass	Gilley	Messerly	Schaben
Bortell	Glenn	Mogged	Shaff
Briles	Griffin	Mowry	Shirley
Brownlee	Hill	Neu	Smith
Clarke	Hougen	Nicholson	Stephens
Coleman	Keith	Ollenburg	Sullivan
Conklin	Klink	Orr	Thordsen
Curran	Kosek	Palmer	Van Gilst
DeHart	Kyhl	Parker	Walsh
Dodds	Lamborn	Potgeter	Weimer
Doderer	Lange	Potter	

Nays, none.

Absent or not voting, 6:

Davis	Denman	Leonard	O'Malley
DeKoster	Frommelt		

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

Senate File 1086

On motion of Senator Gaudineer, Senate File 1086, a bill for an act relating to the salaries of persons appointed to fill vacancies in a public office, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

On the question "Shall the bill pass?" (S.F. 1086) the vote was:

Ayes, 55:

Anderson	Erskine	Lange	Potter
Arbuckle	Frey	Lavery	Rabedeaux
Balloun	Frommelt	Lucken	Reichardt
Bass	Gaudineer	McGill	Rigler
Bortell	Gilley	Messerly	Schaben
Briles	Glenn	Mogged	Shirley
Brownlee	Griffin	Mowry	Smith
Clarke	Hill	Neu	Stephens
Coleman	Hougen	Nicholson	Sullivan
Conklin	Keith	Ollenburg	Thordsen
Curran	Klink	Orr	Van Gilst
DeHart	Kosek	Palmer	Walsh
Dodds	Kyhl	Parker	Weimer
Doderer	Lamborn	Potgeter	

Nays, none.

Absent or not voting, 6:

Davis	Denman	O'Malley	Shaff
DeKoster	Leonard		

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

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended, adopted as amended and agreed to the following joint resolution in which the concurrence of the House was asked:

Senate Joint Resolution 7, relating to the voting age of electors.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE AMENDMENT TO SENATE JOINT RESOLUTION 7

Amend Senate Joint Resolution 7 as follows:

1. By striking all after the resolving clause and inserting in lieu thereof:

Section 1. The following amendment to the Constitution of the State of Iowa is hereby proposed:

Section one (1) of Article two (II) of the Constitution of the State of Iowa as it exists on July 1, 1972, is hereby repealed and the following adopted in lieu thereof;

"Every citizen of the United States, of the age of nineteen (19) years, who shall have been a resident of this state for such period of time as shall be provided by law and of the county in which he claims his vote for such period of time as shall be provided by law, shall be entitled to vote at all elections which are now or hereafter may be authorized by law. The general assembly may provide by law for different periods of residence in order to vote for various officers or in order to vote in various elections. The required periods of residence shall not exceed six (6) months in this state and sixty (60) days in the county. A person nineteen (19) years of age or older shall be deemed to be an adult for all purposes known to law and shall enjoy all rights and privileges and be subject to all duties and liabilities now or hereafter provided by law for persons twenty-one (21) years old. Qualifications established by this constitution for holding any public office shall not be deemed to be changed by this amendment."

Sec. 2. The foregoing amendment to the Constitution of the State of Iowa is hereby referred to the general assembly to be chosen at the next general election for members of the general assembly and the secretary of state is directed to cause the same to be published for three consecutive months previous to the date of said election as provided by law.

2. Amend the title to Senate Joint Resolution 7, line one (1), by striking all after the word "to" and inserting in lieu thereof:

"qualifications of the electors and to the rights and responsibilities of a resident of this state upon reaching the age of nineteen (19) years."

BILLS ASSIGNED TO COMMITTEE

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

- S.J.R. 1002 Constitutional amendments and reapportionment
- S. F. 1115 Appropriations
- S. F. 1117 Judiciary
- S. F. 1118 State government
- S. F. 1119 Rules
- S. F. 1120 Judiciary
- S. F. 1122 Law enforcement
- S. F. 1123 Appropriations
- S. F. 1124 Human and industrial relations
- S. F. 1125 Ways and means
- S. F. 1126 Judiciary
- S. F. 1127 Appropriations

BILLS REASSIGNED TO COMMITTEE

President Jepsen announced the reassignment of the following bill:

S. F. 1071 Commerce

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on January 26, 1970, he approved and transmitted to the Secretary of State the following bills:

S. F. 364—Relating to nonprofit corporations.

S. F. 1059—To make the latest increase in compensation of certain county officers retroactive to July 1, 1969, independent of the valuation of moneys and credits assessed in the county, to reinstate additional compensation for certain county officers in counties having two places at which district court is held, and to legalize certain payments previously made.

MOTION TO RECONSIDER

Mr. PRESIDENT: I move to reconsider the vote by which Senate File 1081 passed the Senate.

CHESTER HOUGEN

STATEMENT BY SENATOR THORSEN

It is my desire that the record show I no longer wish to be considered a co-sponsor of Senate File 1087.

HAROLD A. THORSEN

COMMUNICATION FROM THE SECRETARY OF THE SENATE

The following report is on file in the office of the Secretary of the Senate:

REPORT OF THE SUPREME COURT IN THE MATTER OF THE RULES OF CIVIL PROCEDURE

To the Second Regular Session of the Sixty-third General Assembly of the State of Iowa:

Pursuant to Section 684.18, Code 1966, and Section 684.19, as amended by the Acts of the Sixty-second General Assembly, Chapter 83 and the Acts of the First Regular Session of the Sixty-third General Assembly, Chapter 297, the Supreme Court of Iowa has prescribed and hereby reports to the General Assembly the following amendments to existing rules of civil procedure:

Rule 123. Objections—time to answer.

Rule 123, Code 1966, is amended in line six (6) by striking the word "seven" and inserting the word "fourteen" in lieu thereof.

Rule 178.1. Reporter's fee—small cases.

Rule 178.1, Code 1966, is amended in lines four (4) and five (5) by strik-

ing the words "three hundred dollars or less" and inserting the words "less than one thousand dollars" in lieu thereof.

Rule 196. Instructions.

Rule 196, Code 1966, is amended in line nine (9) by striking the words "three hundred dollars or less" and inserting the words "less than one thousand dollars" in lieu thereof.

Rule 335. Time for appeal.

Rule 335(a), Acts of the First Regular Session of the Sixty-third General Assembly, Chapter 335, is amended in numbered line twenty-two (22) by inserting after the word and figures "Rule 247" the words "or a motion as provided in Rule 179(b)".

Rule 342. Filing and docketing.

Rule 342, Code 1966, is amended by adding thereto a new paragraph as follows:

"(e) After an appeal is taken and perfected under Rule 336 and prior to filing and docketing in the Supreme Court, the filing with the clerk of the trial court of a stipulation in which all parties agree to a dismissal of an appeal shall restore jurisdiction to the trial court for the entry of an order of dismissal of the appeal, which will be a final adjudication."

Respectfully submitted,

SUPREME COURT OF IOWA

C. EDWIN MOORE, Chief Justice

Des Moines, Iowa
January 26, 1970

ACKNOWLEDGMENT

I, Carroll A. Lane, Secretary of the Senate of the State of Iowa, hereby acknowledge delivery to me on the 26th day of January, 1970, of the foregoing report of the Supreme Court of Iowa pertaining to Rules of Civil Procedure.

CARROLL A. LANE

Secretary of the Senate, Second
Regular Session of the Sixty-third
General Assembly of the State of Iowa

REPORTS OF COMMITTEE

Senator Potgeter submitted the following reports:

MR. PRESIDENT: Your committee on Iowa development, to which was referred **House File 639**, a bill for an act relating to the filing of an annual report by the Iowa Development Commission, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

JAMES A. POTGETER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Iowa development, to which was referred **House File 694**, a bill for an act relating to the powers and duties of the Iowa Development Commission, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

JAMES A. POTGETER, Chairman

Ordered passed on file.

*Denotes a unanimous committee vote.

AMENDMENTS FILED

1 Amend Senate File 503 as follows:

2 1. Page 1, by striking lines 5 through 16 and insert-
3 ing in lieu thereof the following:
4 "Every semitrailer registered for the first time in
5 this state after January 1, 1971 shall be equipped with a
6 safety device to assist stabilization and controllability
7 of tractor trailer combinations. Such device shall be of a
8 type approved by the commissioner, and he shall publish lists
9 of those devices which he has approved as adequate for the
10 purposes of this Act."

11 2. Page 1, line 1, by striking the word "semitrailers"
12 and inserting in lieu thereof the words "tractors and semi-
13 trailer combinations".

THOMAS J. FREY

1 Amend Senate File 526, page 3, line 2, by striking the figure "1969"
2 and inserting the figure "1970".

W. CHARLENE CONKLIN

1 Amend Senate File 571 as follows:

2 1. Page 1, by inserting after line 12 the following new sections:
3 a. Section two hundred thirty-nine point eleven (239.11), Code
4 1966, is hereby repealed.

5 b. Section two hundred thirty-nine point twelve (239.12), Code
6 1966, is hereby repealed by striking all of such section after
7 the period in line fourteen (14) through line twenty-five (25),
8 inclusive.

9 2. Page 1, by inserting after line 22 the following new sections:

10 a. Section two hundred forty-one point twenty (241.20), Code
11 1966, is hereby repealed.

12 b. Section two hundred forty-one point twenty-one (241.21),
13 Code 1966, is hereby amended by striking all of such section after
14 the period in line fourteen (14) through line twenty-five (25),
15 inclusive.

16 c. Section two hundred forty-one A point thirteen (241A.13),
17 Code 1966, is hereby repealed.

18 d. Section two hundred forty-one A point fourteen (241A.14),
19 Code 1966, is hereby amended by striking all of such section
20 after line twelve (12).

CHESTER O. HOUGEN

1 Amend Senate File 571, page 2, by adding after
2 line 18 a new section as follows:

3 "Chapter two hundred thirty-four (234), Code 1966,
4 as amended by Chapter two hundred nine (209), Acts of
5 the Sixty-second General Assembly, is further amended
6 by adding the following new section:

7 "The department of social services shall pay all
8 rents incurred for office space used by a county board
9 or the department of social services in the performance
10 of their duties in the county."

CHARLES K. SULLIVAN

1 Amend the schools committee amendment to Senate File 1088,
2 filed January 23, 1970, by striking lines 9 through 23 inclusive
3 and inserting in lieu thereof the following:

4 By striking from subsection five (5), line sixteen (16)
5 the word, "six" and inserting in lieu thereof the word "four".

LEE H. GAUDINEER, JR.

1 Amend Senate File 1083 as follows:

2 1. By striking on page 3, section 17, all after the word,
3 "amended" in line 25 and all of lines 26 through 32, inclusive
4 and by inserting in lieu thereof the following:

5 "by striking in line sixteen (16) the word "six" and by
6 inserting in lieu thereof the word "four".

7 2. By striking on page 3 lines 33 through 35 inclusive,
8 and by striking on page 4, lines 1 and 2 and renumbering the
9 remaining sections.

10 3. By striking on page 4, lines 12 through 14, inclusive
11 and by renumbering the remaining subsections.

12 4. By striking on page 7, line 14 the word, "repealed",
13 and by inserting in lieu thereof the following:

14 "amended by striking in line fourteen (14) the word "six"
15 and by inserting in lieu thereof the word "four".

16 5. By striking on page 10 in line 29, the word "six" and
17 by inserting in lieu thereof the word "four".

18 6. By inserting on page 10, in line 33 after the word
19 "expire" the following:

20 "This section shall not be printed as a permanent part
21 of the Code of Iowa."

LEE H. GAUDINEER, JR.

1 Amend the Gaudineer amendment to Senate File
2 1083, filed January 26, 1970, by adding a new section
3 after section 74 of the bill on page 10, by striking
4 in line 6 the word, "Authorize" and by inserting in
5 lieu thereof the words, "In a county or merged
6 county school district that has a population of
7 two hundred fifty thousand or more, or a school
8 corporation containing a city with a population of
9 two hundred thousand or more, authorize".

LEE H. GAUDINEER, JR.

1 Amend Senate File 1083 by numbering properly and adding
2 after section 74 on page 10 the following new sections:

3 "Sec. 75. Section two hundred seventy-eight point one
4 (278.1), Code 1966, is hereby amended by inserting after sub-
5 section eleven (11) the following new subsection:

6 '12. Authorize the terms of office of its directors
7 to be increased from three to six years. If such terms

8 are increased the elections for the office of director
9 shall be held in odd numbered years in the year of author-
10 ization if an odd numbered year, or the next odd numbered
11 year, whichever is sooner.'"

12 "Sec. 76. Section two hundred seventy-eight point two
13 (278.2), Code 1966, is hereby amended as follows:

14 1. By striking in line seven (7) the words "fifty voters"
15 and inserting in lieu thereof the words "a number of voters
16 equal to five (5) percent of the number of voters that voted in
17 the last election for directors".

18 2. By inserting in line thirteen (13) after the letters
19 "ers." the following new sentence:

20 "The electors may withdraw any authorization previously
21 given under section two hundred seventy-eight point one (278.1)
22 submitted to them in either manner authorized by this section."

LEE H. GAUDINEER, JR.

1 Amend Senate File 1097 by striking lines five (5) and six
2 (6) and inserting in lieu thereof the following:

3 1. By inserting in line fourteen (14) after the word
4 "valuation" the words ", except in districts having a popula-
5 tion of less than one hundred thousand the tax levied shall
6 not exceed three-fourths mill".

FRANCIS MESSERLY

1 Amend Senate File 1121, page 1, line 10, by inserting
2 after the word "aircraft" the following:

3 ", or damage is caused as a result of the operation
4 of such aircraft while the operator is under the
5 influence of intoxicating liquor, hallucinogenic,
6 depressant or stimulant drugs or narcotics".

LUCAS J. DeKOSTER

CHARLES O. LAVERTY

On motion of Senator Rigler, the Senate adjourned until 9:00
a.m., Tuesday, January 27, 1970.

JOURNAL OF THE SENATE

SIXTEENTH DAY

SENATE CHAMBER,
DES MOINES, IOWA, TUESDAY, JANUARY 27, 1970.

The Senate met in regular session, President pro tempore Lange presiding.

Prayer was offered by the Reverend James J. Stroh, pastor of the Community Congregational Church, Manchester, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Monday, January 26, 1970, was approved.

PETITION

The following petition was presented and placed on file:

By Senator Thordsen, from seven residents of Scott County in favor of eliminating operation of certain business establishments on Sunday.

CONSIDERATION OF BILLS

Senate File 1083

On motion of Senator Conklin, Senate File 1083, a bill for an act to revise, update, and correct certain sections of the Code of Iowa relating to schools, school corporations, and school elections, was taken up and considered.

Senator Conklin offered the following committee amendment:

- 1 Amend Senate File 1083 as follows:
- 2 1. Page 4, by inserting after line 32 the following new
- 3 section:
- 4 Sec. 21. Section two hundred seventy-three point twenty-
- 5 two (273.22), Code 1966, as amended by chapter one hundred
- 6 eighty-three (183), section three (3), Acts of the Sixty-third
- 7 General Assembly, First Session, is hereby further amended as
- 8 follows:
- 9 1. By striking from subsection five (5), lines twelve
- 10 (12) and thirteen (13) the words "in odd-numbered years".
- 11 2. By striking from subsection five (5), line sixteen
- 12 (16), the word "six" and inserting in lieu thereof the word
- 13 "three".
- 14 3. By striking from subsection five (5), lines nineteen
- 15 (19) and twenty (20) the words "odd-numbered year".

- 16 4. By striking from subsection six (6), line thirteen
 17 (13), the words "odd-numbered".
 18 5. By striking from subsection six (6), line fifteen
 19 (15), the words "two years" and inserting in lieu thereof the
 20 words "one year".
 21 6. By striking from subsection six (6), line sixteen
 22 (16), the word "four" and inserting in lieu thereof the word
 23 "two".
 24 2. By renumbering sections 21 through 56 of the bill, inclusive,
 25 in accordance with the foregoing amendment.
 26 3. Page 9, by inserting after line 11 the following new
 27 section:
 28 "Sec. 58. Section two hundred ninety-eight point fourteen
 29 (298.14), Code 1966, is hereby repealed."
 30 4. By renumbering all succeeding sections of the bill in
 31 accordance with the foregoing amendments.

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

- 1 Amend the schools committee amendment to Senate File 1083,
 2 filed January 23, 1970, by striking line 9 through 23 inclusive
 3 and inserting in lieu thereof the following:
 4 By striking from subsection five (5), line sixteen (16)
 5 the word, "six" and inserting in lieu thereof the word "four".

Roll call was requested.

On the question "Shall the amendment to the amendment be adopted?" (S.F. 1083) the vote was:

Rule 24 was invoked.

Ayes, 32:

Balloun	Frommelt	Lucken	Potter
Bortell	Gaudineer	Mogged	Rabedaux
Clarke	Gleinn	Neu	Reichardt
Coleman	Hill	Nicholson	Schaben
Davis	Lamborn	O'Malley	Shirley
Denman	Lange	Orr	Thordsen
Dodds	Laverty	Palmer	Van Gilst
Doderer	Leonard	Potgeter	Weimer

Nays, 26:

Arbuckle	Frey	Kyhl	Rigler
Bass	Gilley	McGill	Shaff
Brownlee	Griffin	Messerly	Smith
Conklin	Hougen	Mowry	Stephens
Curran	Keith	Ollenburg	Sullivan
DeHart	Klink	Parker	Walsh
Erskine	Kosek		

Absent or not voting, 3:

Anderson	Briles	DeKoster
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The amendment to the amendment was adopted.

On motion of Senator Conklin, the committee amendment as amended was adopted.

Senator Conklin offered the following amendment and moved its adoption:

Amend Senate File 1083, page 3, line 24, by striking the words "Sixty-second General Assembly" and inserting in lieu thereof "Sixty-third General Assembly, First Session".

The amendment was adopted.

Senator Gaudineer withdrew the following amendments filed by him on January 26, 1970:

Amend the Gaudineer amendment to Senate File 1083, filed January 26, 1970, by adding a new section after section 74 of the bill on page 10, by striking in line 6 the word, "Authorize" and by inserting in lieu thereof the words, "In a county or merged county school district that has a population of two hundred fifty thousand or more, or a school corporation containing a city with a population of two hundred thousand or more, authorize".

Amend Senate File 1083 by numbering properly and adding after section 74 on page 10 the following new sections:

"Sec. 75. Section two hundred seventy-eight point one (278.1), Code 1966, is hereby amended by inserting after subsection eleven (11) the following new subsection:

'12. Authorize the terms of office of its directors to be increased from three to six years. If such terms are increased the elections for the office of director shall be held in odd numbered years in the year of authorization if an odd numbered year, or the next odd numbered year, whichever is sooner.'"

"Sec. 76. Section two hundred seventy-eight point two (278.2), Code 1966, is hereby amended as follows:

1. By striking in line seven (7) the words "fifty voters" and inserting in lieu thereof the words "a number of voters equal to five (5) percent of the number of voters that voted in the last election for directors".

2. By inserting in line thirteen (13) after the letters "ers." the following new sentence:

"The electors may withdraw any authorization previously given under section two hundred seventy-eight point one (278.1) submitted to them in either manner authorized by this section."

Senator Gaudineer offered the following amendment and called for a division of the amendment, sections 1, 2, 4, 5 and 6 to be considered as division 1, and section 3 to be considered as division 2:

Division 1.

Amend Senate File 1083 as follows:

1. By striking on page 3, section 17, all after the word, "amended" in line 25 and all of lines 26 through 32, inclusive and by inserting in lieu thereof the following:

"by striking in line sixteen (16) the word "six" and by inserting in lieu thereof the word "four".

2. By striking on page 3 lines 33 through 35 inclusive, and by striking on page 4, lines 1 and 2 and renumbering the remaining sections.

4. By striking on page 7, line 14, the word "repealed", and by inserting in lieu thereof the following:

"amended by striking in line fourteen (14) the word "six" and by inserting in lieu thereof the word "four".

5. By striking on page 10 in line 29, the word "six" and by inserting in lieu thereof the word "four".

6. By inserting on page 10, in line 33 after the word "expire" the following:

"This section shall not be printed as a permanent part of the Code of Iowa."

On motion of Senator Gaudineer, division 1 of the amendment was adopted.

Senator Gaudineer asked and received unanimous consent to withdraw division 2 of the amendment.

Division 2.

3. By striking on page 4, lines 12 through 14, inclusive and by renumbering the remaining subsections.

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

On the question "Shall the bill pass?" (S.F. 1083) the vote was:

Ayes, 59:

Anderson	Erskine	Laverty	Potter
Arbuckle	Frey	Leonard	Rabedaux
Balloun	Frommelt	Lucken	Reichardt
Bass	Gaudineer	McGill	Rigler
Bortell	Gilley	Messerly	Schaben
Brownlee	Glenn	Mogged	Shaff
Clarke	Griffin	Mowry	Shirley
Coleman	Hill	Neu	Smith
Conklin	Hougen	Nicholson	Stephens
Curran	Keith	Ollenburg	Sullivan
Davis	Klink	O'Malley	Thordsen
DeHart	Kosek	Orr	Van Gilst
Denman	Kyhl	Palmer	Walsh
Dodds	Lamborn	Parker	Weimer
Doderer	Lange	Potgeter	

Nays, none.

Absent or not voting, 2:

Briles DeKoster

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

Senate File 1097

On motion of Senator Briles, Senate File 1097, a bill for an act

relating to county agricultural extension districts, was taken up and considered.

Senator Anderson asked and received unanimous consent that further action on **Senate File 1097** be deferred and that the bill be placed on the calendar under unfinished business.

Senate File 1099

On motion of Senator Thordsen, Senate File 1099, a bill for an act relating to savings and loan associations, was taken up and considered.

Senator Griffin offered the following amendment by Senators Griffin and Thordsen and moved its adoption:

Amend Senate File 1099, page 3, by inserting after line 8 the following new section:

This Act being deemed of immediate importance shall take effect and be in full force from and after its final approval and publication in the Council Bluffs Nonpareil, a newspaper published in Council Bluffs, Iowa, and in the Times-Democrat, a newspaper published in Davenport, Iowa.

The amendment was adopted.

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

On the question "Shall the bill pass?" (S.F. 1099) the vote was:

Ayes, 57:

Anderson	Doderer	Lamborn	Parker
Arbuckle	Erskine	Lange	Potgeter
Balloun	Frey	Laverty	Potter
Bass	Frommelt	Lucken	Rabedeaux
Bortell	Gaudineer	McGill	Reichardt
Briles	Gilley	Messerly	Rigler
Brownlee	Glenn	Mogged	Schaben
Clarke	Griffin	Mowry	Shaff
Coleman	Hill	Neu	Smith
Conklin	Hougen	Nicholson	Stephens
Curran	Keith	Ollenburg	Sullivan
Davis	Klink	O'Malley	Thordsen
DeHart	Kosek	Orr	Van Gilst
Denman	Kyhl	Palmer	Walsh
Dodds			

Nays, none.

Absent or not voting, 4:

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

Senate File 659

On motion of Senator Potgeter, Senate File 659, a bill for an

act relating to lost warehouse receipts, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

On the question "Shall the bill pass?" (S.F. 659) the vote was:

Ayes, 59:

Anderson	Doderer	Lange	Potter
Arbuckle	Erskine	Laverty	Rabedaux
Balloun	Frey	Lucken	Reichardt
Bass	Frommelt	McGill	Rigler
Bortell	Gaudineer	Messenger	Schaben
Briles	Gilley	Mogged	Shaff
Brownlee	Glenn	Mowry	Shirley
Clarke	Griffin	Neu	Smith
Coleman	Hill	Nicholson	Stephens
Conklin	Hougen	Ollenburg	Sullivan
Curran	Keith	O'Malley	Thordsen
Davis	Klink	Orr	Van Gilst
DeHart	Kosek	Palmer	Walsh
Denman	Kyhl	Parker	Weimer
Dodds	Lamborn	Potgeter	

Nays, none.

Absent or not voting, 2:

DeKoster Leonard

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

Senate File 1091

On motion of Senator Keith, Senate File 1091, a bill for an act relating to slow-moving vehicle warning devices, was taken up and considered.

Senator Lamborn offered the following amendment filed by Senator DeKoster and moved its adoption:

Amend Senate File 1091 by striking from page 2, lines 5 and 6, and renumbering the remaining sections.

The amendment lost.

Senator Balloun offered the following amendment and called for a division of the amendment:

Division 1.

Amend Senate File 1091 as follows:

1. Page 1, by striking the sentence beginning with the word "All" in line 13, and ending with the word "rear." in line 18 and inserting in lieu thereof the following: "When operated on a highway in this state at a speed of twenty-five miles per hour or less, every farm tractor, self-propelled implement of husbandry, road construction,

road maintenance vehicle, or road grader manufactured for sale or sold at retail after December 31, 1970, shall also be equipped with and display flashing amber lights clearly visible from the rear."

Senator Balloun moved the adoption of division 1 of the amendment and called for a division.

Division 1 of the amendment lost.

Senator Balloun moved the adoption of division 2 of the amendment.

Division 2.

2. Further amend page 1, by striking in lines 20, 21 and 22 the following: "and flashing lights after July 1, 1971, except that horse-drawn vehicles need not be equipped with flashing lights", and inserting in lieu thereof "after July 1, 1971".

Division 2 of the amendment lost.

Senator Schaben offered the following amendment:

Amend Senate File 1091, page 1, line 18, by inserting after the period the following new sentence: "The lights shall be required only on vehicles which are operated between sunset and sunrise."

President Jepsen took the chair at 11:30 a.m.

Senator Schaben moved the adoption of the amendment.

Division was called for.

The amendment lost.

Senator Schaben offered the following amendment and moved its adoption:

Amend Senate File 1091, page 1, line 9, by striking all after the word "highway", and by striking all of line 10.

The Chair called for a division.

The amendment lost.

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

On the question "Shall the bill pass?" (S.F. 1091) the vote was:

Ayes, 44:

Anderson	Frey	Lange	Parker
Arbuckle	Frommelt	Leonard	Potter
Bass	Gaudineer	Lucken	Reichardt
Bortell	Gilley	McGill	Rigler
Brownlee	Glenn	Mogged	Shaff
Clarke	Hill	Mowry	Smith
Conklin	Hougen	Neu	Stephens
Davis	Keith	Nicholson	Thordsen
DeHart	Kosek	Ollenburg	Van Gilst
Doderer	Kyhl	Orr	Walsh
Erskine	Lamborn	Palmer	Weimer

Nays, 13:

Balloun	Dodds	Messerly	Schaben
Briles	Klink	Potgeter	Shirley
Coleman	Laverty	Rabedeaux	Sullivan
Curran			

Absent or not voting, 4:

DeKoster	Denman	Griffin	O'Malley
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

INTRODUCTION OF BILLS

Senate File 1128, by Senators O'Malley, Gaudineer, Palmer, Reichardt and Denman, a bill for an act to appropriate from the general fund of the state to the department of social services to provide aid to juvenile homes.

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

Senate File 1129, by Senators Sullivan, Walsh, Gaudineer, Erskine, Briles, Mowry, Thordsen and Denman, a bill for an act relating to the establishment of uniform standards for the payment of wages by employers, providing procedures for settling disputes concerning wage payment, and for related purposes.

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

Senate File 1130, by Senator Van Gilst (Dunton), a bill for an act relating to average daily membership for public high school districts.

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

Senate File 1131, by Senator Mowry, a bill for an act relating to certain safety appliance requirements.

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

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File 1016, a bill for an act relating to the transportation of agricultural and horticultural products and livestock.

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

House File 1062, a bill for an act relating to the interest penalty for delinquent property tax payments.

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

Senate File 1005, a bill for an act relating to time of trial for persons held for a public offense.

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

Senate File 1007, a bill for an act relating to a temporary initial assessment against all public utilities to provide a fund for implementation of the Public Utilities Regulation Law.

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

Senate File 1012, a bill for an act relating to drainage laws.

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

Senate File 1015, a bill for an act relating to an obsolete reference to the state tax commission.

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

Senate File 1016, a bill for an act relating to obsolete provisions in the law relating to county expenditures.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE MESSAGES CONSIDERED

House File 1016, a bill for an act relating to the transportation of agricultural and horticultural products and livestock.

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

House File 1062, a bill for an act relating to the interest penalty for delinquent property tax payments.

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

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

AFTERNOON SESSION

The Senate reconvened, President Jepsen presiding.

ANNOUNCEMENT BY SECRETARY OF THE SENATE

In accordance with a request from Governor Ray's office, the following corrections are made in Code and date references applying to certain appointments by the Governor sent to the Senate on January 12, 1970:

Kenneth R. D. Wolfe—Change Code reference to chapter 79, Acts of the Sixty-third General Assembly.

William C. Hubbard—Change Code reference to chapter 79, Acts of the Sixty-third General Assembly.

William C. Hubbard—Change termination from June 30, 1975, to June 30, 1973.

REPORTS OF INVESTIGATING COMMITTEES

Senator Griffin submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Chad A. Wymer of Des Moines, Iowa, for appointment as Director of the Iowa Development Commission under the provision of section 2 of House File 348 of the Laws of the Sixty-third General Assembly, beginning September 1, 1969, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

JAMES W. GRIFFIN, SR., Chairman
 THOMAS J. FREY
 JAMES A. POTGETER
 JAMES SCHABEN
 C. JOSEPH COLEMAN

The motion prevailed and the report was adopted.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 53:

Anderson	Erskine	Lange	Parker
Arbuckle	Frey	Laverty	Potgeter
Balloun	Gaudineer	Leonard	Potter
Bass	Gilley	Lucken	Rigler
Bortell	Glenn	McGill	Shaff
Briles	Griffin	Messerly	Shirley
Brownlee	Hill	Mogged	Smith
Clarke	Hougen	Mowry	Stephens
Conklin	Keith	Neu	Sullivan
Curran	Klink	Nicholson	Thordsen
DeHart	Kosek	Ollenburg	Van Gilst
Denman	Kyhl	Orr	Walsh
Dodds	Lamborn	Palmer	Weimer
Doderer			

Nays, none.

Voting present, 1:

Frommelt

Absent or not voting, 7:

Coleman	DeKoster	Rabedeaux	Schaben
Davis	O'Malley	Reichardt	

President Jepsen declared the appointment of Chad A. Wymer as Director of the Iowa Development Commission confirmed beginning September 1, 1969.

Senator Doderer submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character

and qualifications of William C. Hubbard of Iowa City, Johnson County, Iowa, for appointment as a member of the Merit Employment Commission under the provisions of chapter 79, Acts of the Sixty-third General Assembly, for the initial term beginning July 1, 1969, and ending June 30, 1973, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

MINNETTE DODERER, Chairman
 HUGH H. CLARKE
 PEARLE P. DeHART
 W. R. RABEDEAUX
 DONALD J. WEIMER

The motion prevailed and the report was adopted.

On the question "Shall the appointee be confirmed?" the vote was :

Ayes, 50:

Anderson	Doderer	Lange	Palmer
Arbuckle	Erskine	Lavery	Parker
Balloun	Frey	Leonard	Potgeter
Bass	Gilley	Lucken	Potter
Bortell	Glenn	McGill	Rabedeaux
Briles	Griffin	Messerly	Rigler
Brownlee	Hill	Mogged	Shaff
Clarke	Hougen	Mowry	Smith
Conklin	Keith	Neu	Stephens
Curran	Klink	Nicholson	Van Gilst
DeHart	Kosek	Ollenburg	Walsh
Denman	Kyhl	Orr	Weimer
Dodds	Lamborn		

Nays, none.

Absent or not voting, 11:

Coleman	Frommelt	Reichardt	Sullivan
Davis	Gaudineer	Schaben	Thordsen
DeKoster	O'Malley	Shirley	

President Jepsen declared the appointment of William C. Hubbard as a member of the Merit Employment Commission confirmed for the initial term ending June 30, 1973.

Senator Mowry submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Kenneth R. D. Wolfe of Marshalltown, Marshall County, Iowa, for appointment as a member of the Merit Employment Commission under the provisions of chapter 79, Acts of the Sixty-third General Assembly, for the regular six-year term beginning July 1, 1969, and ending June 30, 1975, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

JOHN L. MOWRY, Chairman
 CHESTER O. HOUGEN
 CHARLES G. MOGGED
 GENE W. GLENN
 DONALD S. MCGILL

The motion prevailed and the report was adopted.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 52:

Anderson	Doderer	Lamborn	Palmer
Arbuckle	Erskine	Lange	Parker
Balloun	Frey	Laverty	Potgeter
Bass	Frommelt	Leonard	Potter
Bortell	Gilley	Lucken	Rigler
Briles	Glenn	McGill	Shaff
Brownlee	Griffin	Messerly	Shirley
Clarke	Hill	Mogged	Stephens
Conklin	Hougen	Mowry	Sullivan
Curran	Keith	Neu	Thordsen
DeHart	Klink	Nicholson	Van Gilst
Denman	Kosek	Ollenburg	Walsh
Dodds	Kyhl	Orr	Weimer

Nays, none.

Absent or not voting, 9:

Coleman	Gaudineer	Rabedeaux	Schaben
Davis	O'Malley	Reichardt	Smith
DeKoster			

President Jepsen declared the appointment of Kenneth R. D. Wolfe as a member of the Merit Employment Commission confirmed for the regular six-year term ending June 30, 1975.

MESSAGE FROM THE HOUSE

The following message was received from the House:

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

House File 524, a bill for an act to give the liquor control commission the same authority to suspend beer permits as it has over liquor licenses.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE MESSAGE CONSIDERED

House File 524, a bill for an act to give the liquor control commission the same authority to suspend beer permits as it has over liquor licenses.

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

INTRODUCTION OF BILLS

Senate File 1132, by Senator Messerly, a bill for an act to provide for an elective board of regents to govern institutions of higher learning.

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

Senate File 1133, by Senator Shaff, a bill for an act relating to the disclosure of campaign contributions and expenditures by candidates, persons, political committees, and political parties and to provide penalties for failure to file such disclosures.

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

BILLS ASSIGNED TO COMMITTEE

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

- S. F. 1060 Appropriations
- S. F. 1128 Appropriations
- S. F. 1129 Human and industrial relations
- S. F. 1130 Schools
- S. F. 1131 Human and industrial relations
- S. F. 1132 Higher education
- S. F. 1133 Rules
- H. F. 524 Law enforcement
- H. F. 1016 Transportation
- H. F. 1062 Ways and means

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate File 1083 passed the Senate.

LEE GAUDINEER

REPORTS OF COMMITTEES

Senator Griffin submitted the following report:

MR. PRESIDENT: Your committee on commerce, to which was referred **Senate File 554**, a bill for an act relating to professional corporations and foreign professional corporations, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:***

Amend Senate File 554 as follows:

1. By inserting on page 1 after line 10 the following:

"This Act constitutes a limited and special exception to the salutary common law principle which prohibits a corporation from rendering professional services, and it shall not be construed as an indication of legislative intent that the principle is unsound or that further exceptions should be made with respect to it."

2. By inserting on page 1, line 14, after the word "of" the words "certified public".

3. By striking from page 1, line 16, the comma after the word "medicine" and by inserting in lieu thereof the word "and".

4. By striking from page 3, lines 33, 34 and 35, and inserting in lieu thereof the words "shall contain the words 'professional corporation' or the abbreviation 'P.C.', and except for".

5. By striking from page 4, line 1, the word "word" and inserting in lieu thereof the word "words".

6. By adding on page 6 after line 1 thereof a new paragraph as follows:

"The Iowa securities law shall not be applicable to nor govern any transaction relating to any shares of a professional corporation."

7. By inserting on page 7 after line 16 the following:

"The corporation may validly purchase its own shares even though its net assets are less than its stated capital, or even though by so doing its net assets would be reduced below its stated capital."

8. By inserting on page 9, line 3, after the period the following:

"Adjustments to book value shall be made, if necessary, to take into account work in process and accounts receivable."

9. By striking from page 9, line 9, the word "one-half" and inserting in lieu thereof the words "thirty percent".

10. By striking from page 9, line 11, the word "five" and inserting in lieu thereof the word "three".

11. By striking from page 9, line 12, the word "five" and inserting in lieu thereof the word "three".

12. By striking from page 9, line 15, the word "nine" and inserting in lieu thereof the word "three".

13. By striking from page 9, line 16, the word "nine" and inserting in lieu thereof the word "three".

14. By striking from page 9, lines 25 and 26, and inserting in lieu thereof the following:

" , to the extent the corporation fails to meet its obligations hereunder, be jointly liable for the payment of the purchase price and interest in proportion to their percentage of ownership of the corporation's shares, disregarding shares of the deceased or withdrawing shareholder."

15. By striking from page 10, line 12, the words "applicable transfer taxes with respect".

16. By striking from page 10, line 13.

17. By striking from page 12, line 14, the words "and establishes, to the" and inserting in lieu thereof a period.

18. By striking from page 12, lines 15 through 18, inclusive.

19. By striking from page 12, line 19, the word "act."

20. By adding on page 13 after line 35 the following:

"The provisions of the Iowa Business Corporation Act relating to annual license fee shall apply to professional corporations."

21. By striking from page 14, line 3, the words "now or".

JAMES W. GRIFFIN, SR., Chairman

Ordered passed on file.

Senator Mowry submitted the following report:

MR. PRESIDENT: Your committee on judiciary, to which was referred **House File 737**, a bill for an act to legalize the hospital maintenance levy heretofore made in the county of Humboldt, begs leave to report it has had

the same under consideration and recommends the same *de pass*.*

JOHN L. MOWRY, Ranking Member

Ordered passed on file.

*Denotes a unanimous committee vote.

AMENDMENTS FILED

1 Amend Senate File 571, page 1, by striking lines 13
2 through 22, inclusive, and inserting in lieu thereof the
3 following:
4 "Sec. 2. Chapter two hundred thirty-four (234), Code
5 1966, is hereby amended by adding the following section:
6 Employees in county offices shall be employed as
7 provided by section two hundred thirty-four point six
8 (234.6) and section two hundred thirty-four point eight
9 (234.8) of the Code, and chapter ninety-five (95), Acts
10 of the Sixty-second General Assembly, and paid by the
11 state from funds made available for that purpose. Prior
12 to the employment of a county director, due consideration
13 shall be given to any recommendations of the county board."

MINNETTE DODERER
GLEN E. BORTELL
QUENTIN V. ANDERSON

1 Amend the Hougen amendment to Senate File 571, filed
2 January 26, 1970, found on page 241 of the Senate
3 Journal, as follows:
4 1. Line 6, by striking the word "repealed" and
5 inserting the word "amended".
6 2. By adding after line 20 a new division as
7 follows:
8 "By renumbering the sections in accordance with
9 the foregoing amendments."

CHESTER HOUGEN

1 Amend the Gaudineer amendment to Senate File 1083, filed January
2 and found on page 242 of the Senate Journal, by striking lines 16
3 and 17 and inserting in lieu thereof the following:
4 "5. By striking on page 10, line 29, the word "three" and
5 inserting in lieu thereof the word "four"; and line 33 by
6 striking the word "three" and inserting in lieu thereof the
7 word "four".

LEE H. GAUDINEER, JR.

1 Amend the House amendment to Senate Joint Resolution
2 7 as follows:
3 1. By inserting in line 22 after the word, "law"
4 the words, "or this Constitution".
5 2. By striking all after the period in line 23
6 and all of lines 24 and 25.

LEE H. GAUDINEER, JR.

- 1 Amend the House amendment to Senate Joint Resolution
- 2 7 by inserting in line 23 after the period (.) the
- 3 following:
- 4 "In the event an individual nineteen (19) years of
- 5 age or older is denied aid of any kind or nature by
- 6 the United States because he is an adult, the General
- 7 Assembly may, by law, alter the age of adulthood of
- 8 such individuals for the purpose of receiving such aid."

LEE H. GAUDINEER, JR.

On motion of Senator Rigler, the Senate adjourned until 9:00 a.m., Wednesday, January 28, 1970.

JOURNAL OF THE SENATE

SEVENTEENTH DAY

SENATE CHAMBER,
DES MOINES, IOWA, WEDNESDAY, JANUARY 28, 1970.

The Senate met in regular session, President Jepsen presiding.

Prayer was offered by the Reverend Warren Frahm, pastor of the Northminster Presbyterian Church, Ames, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Tuesday, January 27, 1970, was approved.

PETITIONS

The following petitions were presented and placed on file.

By Senator Potgeter, from twenty-seven members of Eldora Community Education Association of Hardin County supporting Senate File 648.

By Senator Kyhl, from twenty-eight residents of Marshall County opposing House File 97.

VISITORS

Fifteen Y-Teen and high school students from Washington High School, Washington, Iowa.

Sixty-five students from West Branch High School, West Branch, Iowa, accompanied by their instructor, Gerald Knoll.

The senior class from New Market Community School, New Market, Iowa.

HOUSE AMENDMENT CONSIDERED

Senate Joint Resolution 7

Senator Lange called up for consideration Senate Joint Resolution 7, a joint resolution relating to qualification of the electors and to the rights and responsibilities of a resident of this state upon reaching the age of nineteen (19) years, amended by the House:

Amend Senate Joint Resolution 7 as follows:

1. By striking all after the resolving clause and inserting in lieu thereof:

Section 1. The following amendment to the Constitution of

the State of Iowa is hereby proposed:

Section one (1) of Article two (II) of the Constitution of the State of Iowa as it exists on July 1, 1972, is hereby repealed and the following adopted in lieu thereof:

"Every citizen of the United States, of the age of nineteen (19) years, who shall have been a resident of this state for such period of time as shall be provided by law and of the county in which he claims his vote for such period of time as shall be provided by law, shall be entitled to vote at all elections which are now or hereafter may be authorized by law. The general assembly may provide by law for different periods of residence in order to vote for various officers or in order to vote in various elections. The required periods of residence shall not exceed six (6) months in this state and sixty (60) days in the county. A person nineteen (19) years of age or older shall be deemed to be an adult for all purposes known to law and shall enjoy all rights and privileges and be subject to all duties and liabilities now or hereafter provided by law for persons twenty-one (21) years old. Qualifications established by this constitution for holding any public office shall not be deemed to be changed by this amendment."

Sec. 2. The foregoing amendment to the Constitution of the State of Iowa is hereby referred to the general assembly to be chosen at the next general election for members of the general assembly and the secretary of state is directed to cause the same to be published for three consecutive months previous to the date of said election as provided by law.

2. Amend the title to Senate Joint Resolution 7, line one (1), by striking all after the word "to" and inserting in lieu thereof:

"qualifications of the electors and to the rights and responsibilities of a resident of this state upon reaching the age of nineteen (19) years."

Senator Walsh moved that the Senate refuse to concur in the House amendment.

The Chair ruled the motion out of order for the reason that the amendments to the House amendment should be the first order of business.

Senator Denman called for a division of the House amendment.

The Chair ruled the request out of order.

Senator Frommelt raised a point of order under Rule 17.

The Chair ruled the point not well taken for the reason that the joint rules of the Senate and House prevail, and the House amendment should be divided by amendment.

Senator Gaudineer offered the following amendment to the amendment:

Amend the House amendment to Senate Joint Resolution

7 by inserting in line 23 after the period (.) the following:

"In the event an individual nineteen (19) years of age or older is denied aid of any kind or nature by the United States because he is an adult, the General Assembly may, by law, alter the age of adulthood of such individuals for the purpose of receiving such aid."

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

The amendment to the amendment lost.

Senator Gaudineer offered the following amendment to the amendment:

Amend the House amendment to Senate Joint Resolution 7 as follows:

1. By inserting in line 22 after the word, "law" the words, "or this Constitution".
2. By striking all after the period in line 23 and all of lines 24 and 25.

Senator Gaudineer moved the adoption of the amendment to the amendment and requested a roll call.

On the question "Shall the amendment to the amendment be adopted?" (S.J.R. 7) the vote was:

Ayes, 31:

Balloun	Frey	Leonard	Reichardt
Clarke	Frommelt	McGill	Schaben
Coleman	Gaudineer	Messerly	Shirley
Conklin	Glenn	Neu	Sullivan
DeHart	Hill	O'Malley	Van Gilst
Denman	Hougen	Orr	Walsh
Dodds	Lamborn	Palmer	Weimer
Doderer	Laverty	Potter	

Nays, 28:

Anderson	Davis	Kyhl	Parker
Arbuckle	Erskine	Lange	Potgeter
Bass	Gilley	Lucken	Rigler
Bortell	Griffin	Mogged	Shaff
Briles	Keith	Mowry	Smith
Brownlee	Klink	Nicholson	Stephens
Curran	Kosek	Ollenburg	Thordsen

Absent or not voting, 2:

DeKoster	Rabedeaux
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The amendment to the amendment was adopted.

Senator Neu asked and received unanimous consent to withdraw the following amendment to the amendment:

- Amend the House amendment to Senate Joint Resolution 7 as follows:
1. By striking the sentence beginning with the word "Qualifications"

in lines 23, 24 and 25 and inserting in lieu thereof the following:

"No person shall be a member of the house of representatives who shall not have attained the age of nineteen (19) years, be a citizen of the United States, and shall have been a resident of this state for one year next preceding his election, and at the time of his election shall have had an actual residence of sixty days in the county, or district he may have been chosen to represent."

2. By adding the following section after Section 1 and renumbering the remaining section:

"Sec. 2. Article three (III), section four (4) of the Constitution of the state of Iowa is hereby repealed."

Senator Frommelt offered the following amendment to the amendment by Senators Frommelt and Shirley:

Amend the House amendment to Senate Joint Resolution 7 by striking lines 9 through 25 and lines 32 through 37 and inserting in lieu thereof the following:

"Every citizen of the United States, of the age of nineteen (19) years, who shall have been a resident of this state for such period of time as shall be provided by law and of the county in which he claims his vote for such period of time as shall be provided by law, shall be entitled to vote at all elections which are now or hereafter may be authorized by law. The general assembly may provide by law for different periods of residence in order to vote for various officers or in order to vote in various elections. The required periods of residence shall not exceed six (6) months in this state and sixty (60) days in the county."

Senator Griffin took the chair at 11:40 a.m.

President Jepsen took the chair at 11:50 a.m.

Senator Frommelt moved the adoption of the amendment to the amendment and requested a roll call.

On the question "Shall the Frommelt-Shirley amendment to the amendment be adopted?" (S.J.R. 7) the vote was:

Rule 24 was invoked.

Ayes, 27:

Balloun	Frommelt	Neu	Shirley
Clarke	Gaudineer	O'Malley	Sullivan
Coleman	Glenn	Orr	Thordsen
Denman	Hill	Palmer	Van Gilst
Dodds	Kyhl	Reichardt	Walsh
Doderer	Leonard	Schaben	Weimer
Frey	McGill	Shaff	

Nays, 33:

Anderson	Brownlee	Erskine	Klink
Arbuckle	Conklin	Gilley	Kosek
Bass	Curran	Griffin	Lamborn
Bortell	Davis	Hougen	Lange
Briles	DeHart	Keith	Laverty

Lucken
Messerly
Mogged
Mowry

Nicholson
Ollenburg
Parker

Potgeter
Potter
Rabedeaux

Rigler
Smith
Stephens

Absent or not voting, 1:

DeKoster

The amendment to the amendment lost.

Senator Denman offered the following amendment to the amendment:

Amend the House amendment to Senate Joint Resolution 7 as follows:

1. Amend line 6 by adding after the numeral (II) the words and figures "and Section twenty-eight (28) of Article three (III)".

Senator Lange raised a point of order for the reason that the amendment to the amendment was not germane.

The Chair ruled the point well taken and the amendment out of order.

MOTION TO RECONSIDER

The Chair announced the following motion to reconsider had been filed at the desk:

MR. PRESIDENT: I move to reconsider the vote by which the Gaudineer amendment filed January 27, 1970, to Senate Joint Resolution 7 was adopted.

CHESTER HOUGEN

Senator Hougen moved the adoption of the motion to reconsider.

Roll call was requested.

On the question "Shall the motion to reconsider the Gaudineer amendment be adopted?" (S.J.R. 7) the vote was:

Rule 24 was invoked.

Ayes, 27:

Anderson
Bortell
Briles
Brownlee
Conklin
Curran
Davis

Gilley
Griffin
Hougen
Keith
Klink
Kosek
Lange

Lucken
Messerly
Mogged
Mowry
Nicholson
Ollenburg
Parker

Potgeter
Rabedeaux
Rigler
Shaff
Smith
Stephens

Nays, 81:

Arbuckle
Balloun
Clarke
Coleman

DeHart
Denman
Dodds
Doderer

Frey
Frommelt
Gaudineer
Glenn

Hill
Kyh
Lamborn
Lavery

Leonard	Orr	Schaben	Van Gilst
McGill	Palmer	Shirley	Walsh
Neu	Potter	Sullivan	Weimer
O'Malley	Reichardt	Thordsen	

Absent or not voting, 3:

Bass	DeKoster	Erskine
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The motion to reconsider lost.

Senator Lange moved that the Senate concur in the House amendment as amended.

Roll call was requested.

On the question "Shall the Senate concur in the House amendment?" (S.J.R. 7) the vote was:

Ayes, 28:

Anderson	Davis	Lange	Potgeter
Bass	Gilley	Lavery	Potter
Bortell	Griffin	Mogged	Rabedeaux
Briles	Hougen	Mowry	Rigler
Brownlee	Keith	Nicholson	Smith
Conklin	Kosek	Ollenburg	Stephens
Curran	Lamborn	Parker	Thordsen

Nays, 31:

Arbuckle	Frey	Lucken	Schaben
Balloun	Frommelt	McGill	Shaff
Clarke	Gaudineer	Messerly	Shirley
Coleman	Glenn	Neu	Sullivan
DeHart	Hill	O'Malley	Van Gilst
Denman	Klink	Orr	Walsh
Dodds	Kyhl	Palmer	Weimer
Doderer	Leonard	Reichardt	

Absent or not voting, 2:

DeKoster	Erskine
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The Senate refused to concur in the House amendment.

On motion of Senator Rigler, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President pro tempore Lange presiding.

DISTINGUISHED VISITOR

Senator Shaff presented to the Senate the Honorable Lawrence D. Carstensen, former member of the House of Representatives from Clinton County.

INTRODUCTION OF BILLS

Senate File 1134, by Senator Sullivan, a bill for an act relating to public utility regulation.

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

Senate File 1135, by committee on county government (Holden and Gannon), a bill for an act relating to the power of eminent domain.

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

Senate File 1136, by committee on county government (Holden, Stromer and Gannon), a bill for an act relating to information to be furnished property owners in negotiations for land for highway purposes.

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

Senate File 1137, by Senator McGill, a bill for an act to restrict the use of firearms.

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

Senate File 1138, by committee on conservation and recreation, a bill for an act relating to the protection of nongame birds.

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

Senate File 1139, by Senators Lamborn, Gaudineer, Gilley, Rigler, Sullivan and O'Malley (Hansen of Black Hawk, Dunton, Menefee, Millen, Langland, Alt and Camp), a bill for an act relating to the issuance of public bonds.

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

Senate File 1140, by Senators Lamborn, Gaudineer, Gilley, Rigler, Sullivan and O'Malley (Hansen of Black Hawk, Dunton, Menefee, Millen, Langland, Alt and Camp), a bill for an act relating to school bond taxes.

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

Senate File 1141, by Senators Potter, Lange, Lamborn, Laverty, Gaudineer, Doderer, Davis, Sullivan, Potgeter and Kosek, a bill for an act relating to the real property tax credit provided for disabled veterans.

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

Senate File 1142, by Senators Reichardt and Gaudineer, a bill for an act requiring the boards of directors of each school district and the state board of public instruction to determine the minimum standards of eligibility to compete with other schools in individual or team sporting activities.

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

Senate File 1143, by committee on social services (committee on social services), a bill for an act relating to medical assistance.

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

Senate Joint Resolution 1003, by Senator Potgeter, a joint resolution to establish an interim committee to study the millage levy and related areas of financial support for area vocational school and community college districts.

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

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File 377, a bill for an act relating to allocation of rental receipts from federal flood and erosion control projects.

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

House File 517, a bill for an act relating to municipal support of trade or business projects.

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

House File 767, a bill for an act relating to temporary restrictions on the weight and load of motor vehicles.

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

House File 1103, a bill for an act relating to the budget of the state highway commission and to the expenditure of funds deposited in the primary road fund.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE MESSAGES CONSIDERED

House File 377, a bill for an act relating to allocation of rental receipts from federal flood and erosion control projects.

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

House File 517, a bill for an act relating to municipal support of trade or business projects.

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

House File 767, a bill for an act relating to temporary restrictions on the weight and load of motor vehicles, and to provide penalties for violation of such temporary restrictions.

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

House File 1103, a bill for an act relating to the budget of the state highway commission and to the expenditure of funds deposited in the primary road fund.

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

President Jepsen took the chair at 2:20 p.m.

MOTION TO RECONSIDER

Senate Joint Resolution 7

The Chair announced that the following motion to reconsider had been filed at the desk:

MR. PRESIDENT: I move to reconsider the vote by which the Senate refused to concur in the House amendment, as amended by the Senate, to Senate Joint Resolution 7.

FRANCIS MESSERLY

Senator Messerly moved the adoption of the motion to reconsider.

Roll call was requested.

On the question "Shall the motion to reconsider be adopted?" (S.J.R. 7) the vote was:

Ayes, 34:

Anderson	DeHart	Lamborn	Parker
Balloun	Erskine	Lange	Potgeter
Bass	Frey	Lavery	Rabedeaux
Bortell	Gilley	Messerly	Rigler
Briles	Griffin	Mogged	Shaff
Brownlee	Hougen	Mowry	Smith
Conklin	Keith	Nicholson	Stephens
Curran	Klink	Ollenburg	Thordsen
Davis	Kosek		

Nays, 26:

Arbuckle	Gaudineer	Neu	Schaben
Clarke	Glenn	O'Malley	Shirley
Coleman	Hill	Orr	Sullivan
Denman	Kyhl	Palmer	Van Gilst
Dodds	Leonard	Potter	Walsh
Doderer	Lucken	Reichardt	Weimer
Frommelt	McGill		

Absent or not voting, 1:

DeKoster

The motion to reconsider was adopted.

On motion of Senator Lange, the Senate concurred in the House amendment, as amended.

Senator Thordsen took the chair at 2:55 p.m.

President Jepsen took the chair at 3:05 p.m.

Senator Lange moved that the resolution as amended by the House, further amended and concurred in by the Senate, be read the last time now, which motion prevailed, and the resolution was read the last time.

Senate Joint Resolution 7, a joint resolution relating to qualification of the electors and to the rights and responsibilities of a resident of this state upon reaching the age of nineteen (19) years.

Be It Resolved by the General Assembly of the State of Iowa:

Section 1. The following amendment to the Constitution of the State of Iowa is hereby proposed:

Section one (1) of Article two (II) of the Constitution of the State of Iowa as it exists on July 1, 1972, is hereby repealed and the following adopted in lieu thereof:

“Every citizen of the United States, of the age of nineteen (19) years, who shall have been a resident of this state for such period of time as shall be provided by law and of the county in which he claims his vote for such period of time as shall be provided by law, shall be entitled to vote at all elections which are now or hereafter may be authorized by law. The general assembly may provide by law for different periods of residence in order to vote for various officers or in order to vote in various elections. The required periods of residence shall not exceed six (6) months in this state and sixty (60) days in the county. A person nineteen (19) years of age or older shall be deemed to be an adult for all purposes known to law and shall enjoy all rights and privileges and be subject to all duties and liabilities now or hereafter provided by law or this Constitution for persons twenty-one (21) years old.”

Sec. 2. The foregoing amendment to the Constitution of the State of Iowa is hereby referred to the general assembly to be chosen at the next general election for members of the general assembly and the secretary of state is directed to cause the same to be published for three consecutive months previous to the date of said election as provided by law.

On the question “Shall the joint resolution be adopted and agreed to?” (S.J.R. 7) the vote was:

Rule 24 was invoked.

Yeas, 46:

Anderson

Balloun

Bass

Bortell

Briles	Gaudineer	Mogged	Rigler
Brownlee	Gilley	Neu	Schaben
Clarke	Griffin	Ollenburg	Shaff
Coleman	Hougen	O'Malley	Shirley
Conklin	Keith	Palmer	Smith
Curran	Kosek	Parker	Stephens
Davis	Lamborn	Potgeter	Sullivan
DeHart	Lange	Potter	Thordsen
Dodds	Laverty	Rabedeaux	Walsh
Erskine	Leonard	Reichardt	Weimer
Frey	Messerly		

Nays, 14:

Arbuckle	Glenn	Lucken	Nicholson
Denman	Hill	McGill	Orr
Doderer	Klink	Mowry	Van Gilst
Frommelt	Kyhl		

Absent or not voting, 1:

DeKoster

The joint resolution having received a constitutional majority was declared to have been adopted and agreed to by the Senate and the title as amended was agreed to.

Senator Lange moved that the vote by which Senate Joint Resolution 7 was adopted and agreed to by the Senate be reconsidered and the motion to reconsider be laid on the table.

Roll call was requested.

On the question "Shall the motion to reconsider be laid on the table?" (S.J.R. 7) the vote was:

Ayes, 89:

Anderson	DeHart	Lange	Potgeter
Balloun	Frey	Laverty	Potter
Bass	Gilley	Leonard	Rabedeaux
Bortell	Griffin	Messerly	Rigler
Briles	Hougen	Mogged	Shaff
Brownlee	Keith	Mowry	Stephens
Clarke	Klink	Neu	Sullivan
Conklin	Kosek	Nicholson	Thordsen
Curran	Kyhl	Ollenburg	Walsh
Davis	Lamborn	Parker	

Nays, 18:

Arbuckle	Frommelt	McGill	Schaben
Coleman	Gaudineer	Orr	Shirley
Denman	Glenn	Palmer	Van Gilst
Dodds	Hill	Reichardt	Weimer
Doderer	Lucken		

Absent or not voting, 4:

DeKoster	Erskine	O'Malley	Smith
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The motion prevailed.

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on January 28, 1970, he approved and transmitted to the Secretary of State the following bills:

- H. F. 106—Relating to members of the General Assembly of the State of Iowa and repealing chapter thirty-eight B (38B), Code 1966.
- H. F. 352—Relating to the use of studded tires.
- H. F. 353—Relating to the renewal fees for certificates of registration of professional engineers and land surveyors.
- H. F. 560—To prohibit a refund of liquor control license fees while charges against the licensee are pending before the Iowa liquor control commission.
- H. F. 785—Relating to watchmakers and repairmen.
- H. F. 1028—Relating to crimes punishable by death.
- H. F. 1030—To correct an erroneous reference in the chattel loan statutes.
- H. F. 1031—Relating to salaries of conservation officers as amended.
- H. F. 1032—To clarify the basic science law.
- H. F. 1033—Relating to the publication of the Code.
- H. F. 1035—Relating to the interest rate on joint municipal sewer bonds.
- H. F. 1036—To correct an erroneous reference in the Medical Assistance Act of the Sixty-second General Assembly.
- H. F. 1037—Relating to the legislative members of the Higher Education Facilities Commission.
- H. F. 1070—Relating to free passes for common carriers.

EXPLANATION OF VOTE

Because I was called to the telephone by a constituent when the roll call was taken on the Gaudineer amendment allowing 19-year-olds to serve in the House of Representatives, I was recorded as "absent". I would have voted "No" had I been in the chamber. I request the record to show my position on this matter.

W. R. RABEDAUX

EXPLANATION OF VOTE

I want to explain that my vote in opposition to Senate Joint Resolution 7 was made because of the following considerations. I do favor extending the vote to 19- and 20-year-olds. I do not believe that the extension of adult responsibilities is a matter for constitutional inclusion, but rather for statutory enactment. I do not believe that the electorate of Iowa will accept a proposal which clouds issues as does the proposed amendment in Senate Joint Resolution 7. Timing is also a factor in my decision. Since I believe that Iowans will reject this Constitutional Amendment in 1972, it will not be until the 1976 general election that another attempt to adopt such an amendment to extend suffrage can be made.

JOAN ORR

REPORTS OF COMMITTEES

Senator Lucken submitted the following report:

MR. PRESIDENT: Your committee on human and industrial relations, to

which was referred **Senate File 82**, a bill for an act to authorize the Industrial Commissioner to order the taking of depositions in workmen's compensation cases, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

J. HENRY LUCKEN, Chairman

Ordered passed on file.

Senator Kosek submitted the following reports:

MR. PRESIDENT: Your committee on social services, to which was referred **Senate File 356**, a bill for an act to provide that the authority for commitment of neglected, dependent and delinquent children shall be with the department of social services, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ERNEST KOSEK, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on social services, to which was referred **House File 452**, a bill for an act relating to transient or movable lunch-stands, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

ERNEST KOSEK, Chairman

Ordered passed on file.

*Denotes a unanimous committee vote.

AMENDMENTS FILED

- 1 Amend Senate File 571, page 2, by adding after line
- 2 18 a new section:
- 3 Chapter two hundred thirty-four (234), Code 1966, is
- 4 amended by adding a new section:
- 5 "The director shall employ a county director whose
- 6 appointment shall be subject to the approval of the county
- 7 board. The county director and other employees shall be
- 8 paid by the state from funds made available for that pur-
- 9 pose and are employees of the state for all purposes under
- 10 the laws of the state."

MINNETTE DODERER
CHARLES F. BALLOUN
QUENTIN V. ANDERSON
GLEN BORTELL

- 1 Amend Senate File 1081 as follows:
- 2 1. By striking lines 7 and 8 and inserting in lieu thereof the
- 3 following:
- 4 "amended as follows:
- 5 1. By striking from line twenty-five (25) the word 'Shall'
- 6 and inserting in lieu thereof the word 'May'.
- 7 2. By inserting after the period in line thirty-seven (37)
- 8 the following new sentence:
- 9 'No private organization or organizations with whom the
- 10 department has contracted under this subsection shall include any

11 portion of the cost of any advertising or promotional material in
 12 any costs which the contract requires the department to pay
 13 directly or indirectly, nor shall such organization or organizations
 14 during the term of the contract refer directly or indirectly to
 15 such contract or in any manner state or imply that the General
 16 Assembly has in any way endorsed such organization or organizations
 17 or assigned thereto any rights, privileges, duties, or responsi-
 18 bilities not available on equal terms to any other private
 19 organization or organizations similarly situated.'”

20 2. By inserting before the period in line 3 the following new
 21 words:

22 “, and to establish certain requirements for any private
 23 organization contracting with the department of social services
 24 to provide such third-party medical assistance”.

CHESTER O. HOUGEN

1 Amend Senate File 1113 by striking section 1 and insert-
 2 ing in lieu thereof the following:

3 “Section 1. Chapter three hundred fifty-four (354),
 4 section one (1), Acts of the Sixty-second General Assembly,
 5 as amended by chapter two hundred fifty-five (255), section
 6 one (1), Acts of the Sixty-third General Assembly, First Ses-
 7 sion, and amending section four hundred forty-one point twenty-
 8 one (441.21), Code 1966, is hereby further amended as follows:

9 1. By striking from line 5 the words ‘real and’.

10 2. By inserting in line 9 before the period the following:

11 ‘; and all real property subject to taxation shall be
 12 valued at its actual value which shall be entered opposite
 13 each item, and shall be assessed at one hundred percent of
 14 such actual value’.

15 3. By inserting in line 11 before the period the following:

16 ‘; however, the actual value of real property shall be
 17 based only upon the land or tract value without relation to
 18 the value of any existing buildings or other improvements
 19 made to said real property, except for real property assessed
 20 by the department of revenue under the provisions of chapters
 21 four hundred thirty-three (433) through four hundred thirty-
 22 eight (438), inclusive, of the Code.’”

WILLIAM J. REICHARDT

1 Amend the Erskine, Kyhl and Potter amendment of May 7,
 2 1969, to House File 77, found on pages 1464 through 1467
 3 of the Senate Journal by inserting after line 120 the follow-
 4 ing new section and renumbering the remaining sections:

5 No person shall operate a snowmobile upon roadways or
 6 highways, as defined in section three hundred twenty-one
 7 point one (321.1), Code 1966, except as provided in
 8 this Act.

9 1. A snowmobile shall not be operated at anytime within
 10 the right-of-way of any interstate highway or freeway within
 11 the state.

12 2. A snowmobile may make a direct crossing of a street or
 13 highway provided:

14 a. The crossing is made at an angle of approximately
 15 ninety degrees to the direction of the highway and at a place

- 16 where no obstruction prevents a quick and safe crossing; and
17 b. The snowmobile is brought to a complete stop before
18 crossing the shoulder or main traveled way of the highway; and
19 c. The driver yields the right-of-way to all oncoming
20 traffic which constitutes an immediate hazard; and
21 d. In crossing a divided highway, the crossing is made
22 only at an intersection of such highway with another public
23 street or highway.
- 24 3. A registered snowmobile shall not be operated on
25 public highways:
- 26 a. On the roadway portion of a highway and adjacent
27 shoulder, or at least five feet on either side of the roadway,
28 except as provided in subsection four (4) of this section, and
29 b. On limited access highways and approaches, and
30 c. For racing any moving object, and
31 d. Abreast with one or more other snowmobiles on a city
32 or town highway.
- 33 4. A registered snowmobile may be operated under the following
34 conditions:
- 35 a. Upon city or town highways designated by the governing
36 body of a municipality which are closed to all other traffic.
37 b. On that portion of county roads designated by resolu-
38 tion by the county board of supervisors.
39 c. On highways in an emergency, which emergency shall be
40 declared by the county sheriff.
- 41 5. The headlight and taillight shall be lighted during
42 the operation on a public highway from thirty minutes after
43 sunset to thirty minutes before sunrise.
- 44 6. A snowmobile shall not be operated on or across a public
45 highway by a person under sixteen years of age.

ANDREW G. FROMMELT

On motion of Senator Rigler, the Senate adjourned until 9:00
a.m., Thursday, January 29, 1970.

JOURNAL OF THE SENATE

EIGHTEENTH DAY

SENATE CHAMBER,
DES MOINES, IOWA, THURSDAY, JANUARY 29, 1970.

The Senate met in regular session, President Jepsen presiding.

Prayer was offered by the Reverend James E. Griffes, pastor of the Presbyterian Church, Red Oak, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Wednesday, January 28, 1970, was approved.

INTRODUCTION OF BILLS

Senate File 1144, by Senators Lange, Rigler, Arbuckle, Denman and Gaudineer (Van Nostrand, Baker and Den Herder), a bill for an act relating to the control and regulation of drugs.

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

Senate File 1145, by Senators Bass, Lamborn and Smith (Koch, Strothman, Stokes, Miller of Marshall, Logue, Hamilton, Priebe, Strand, Corey, Menefee, Miller of Jones, Edgington, Waugh, Nielsen, Kruse, Welden, Nelson, Peterson, Dooley, Van Roekel and Kehe), a bill for an act relating to the state superintendent of public instruction.

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

Senate File 1146, by Senator Van Gilst, a bill for an act to appropriate money to pay the costs of a tort action and reimburse certain citizens for all costs incurred in such action.

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

Senate File 1147, by Senator Van Gilst, a bill for an act relating to damages suffered by persons who enter real property with intent to commit a crime.

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

UNFINISHED BUSINESS

Senate File 571

On motion of Senator Kosek, Senate File 571, a bill for an act to

make all employees of county welfare departments employees of the Iowa department of social services and to insure that such employees are entitled to the same fringe benefits as employees of the Iowa department of social services, was taken up for further consideration.

President pro tempore Lange took the chair at 9:15 a.m.

Senator Doderer asked and received unanimous consent to withdraw the amendment filed by Senators Doderer, et al., on January 27, 1970, and found on page 258 of the Senate Journal.

Senator Sullivan offered the following amendment:

Amend Senate File 571, page 2, by adding after line 18 a new section as follows:

"Chapter two hundred thirty-four (234), Code 1966, as amended by Chapter two hundred nine (209), Acts of the Sixty-second General Assembly, is further amended by adding the following new section:

"The department of social services shall pay all rents incurred for office space used by a county board or the department of social services in the performance of their duties in the county."

Senator Sullivan moved the adoption of his amendment and requested a roll call.

On the question "Shall the amendment be adopted?" (S.F. 571) the vote was:

Ayes, 27:

Anderson	Erskine	Lamborn	Potgeter
Arbuckle	Gaudineer	Messerly	Potter
Balloun	Gilley	Mogged	Reichardt
Bass	Hougen	Mowry	Shaff
Briles	Keith	Nicholson	Sullivan
Clarke	Klink	Ollenburg	Van Gilst
Conklin	Kyhl	Palmer	

Nays, 32:

Bortell	Dodds	Laverty	Rabedeaux
Brownlee	Doderer	Leonard	Rigler
Coleman	Frey	Lucken	Schaben
Curran	Frommelt	McGill	Shirley
Davis	Glenn	Neu	Smith
DeHart	Hill	O'Malley	Stephens
DeKoster	Kosek	Orr	Walsh
Denman	Lange	Parker	Weimer

Absent or not voting, 2:

Griffin	Thordsen
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The amendment lost.

Senator Hougen offered the following amendment:

Amend Senate File 571 as follows:

1. Page 1, by inserting after line 12 the following new sections:
 - a. Section two hundred thirty-nine point eleven (239.11), Code 1966, is hereby repealed.
 - b. Section two hundred thirty-nine point twelve (239.12), Code 1966, is hereby repealed by striking all of such section after the period in line fourteen (14) through line twenty-five (25), inclusive.
2. Page 1, by inserting after line 22 the following new sections:
 - a. Section two hundred forty-one point twenty (241.20), Code 1966, is hereby repealed.
 - b. Section two hundred forty-one point twenty-one (241.21), Code 1966, is hereby amended by striking all of such section after the period in line fourteen (14) through line twenty-five (25), inclusive.
 - c. Section two hundred forty-one A point thirteen (241A.13), Code 1966, is hereby repealed.
 - d. Section two hundred forty-one A point fourteen (241A.14), Code 1966, is hereby amended by striking all of such section after line twelve (12).

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

Amend the Hougen amendment to Senate File 571, filed January 26, 1970, found on page 241 of the Senate Journal, as follows:

1. Line 6, by striking the word "repealed" and inserting the word "amended".
2. By adding after line 20 a new division as follows:
 "By renumbering the sections in accordance with the foregoing amendments."

The amendment to the amendment was adopted.

Senator Hougen moved the adoption of the amendment as amended and called for a division.

The amendment as amended lost.

Senator Doderer offered the following amendment filed by Senators Doderer, et al., and moved its adoption:

Amend Senate File 571, page 2, by adding after line 18 a new section:

Chapter two hundred thirty-four (234), Code 1966, is amended by adding a new section:

"The director shall employ a county director whose appointment shall be subject to the approval of the county board. The county director and other employees shall be paid by the state from funds made available for that purpose and are employees of the state for all purposes under the laws of the state."

The amendment was adopted.

President Jepsen took the chair at 10:25 a.m.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Mogged, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 124, 1005, 1007, 1012, 1015 and 1016; House Files 129 and 807.

CHARLES G. MOGGED
Chairman, Senate Committee
ELIZABETH SHAW
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: Senate Files 124, 1005, 1007, 1012, 1015 and 1016; House Files 129 and 807.

President pro tempore Lange took the chair at 10:35 a.m.

SENATE FILE 571 RE-REFERRED TO COMMITTEE

Senator O'Malley moved that further action on **Senate File 571** be deferred and that the bill retain its place on the calendar.

Senator Hill moved as a substitute motion that **Senate File 571** be re-referred to the committee on social services.

Division was called for.

The motion prevailed, and **Senate File 571** was re-referred to the committee on **social services**.

UNFINISHED BUSINESS

Senate File 657

On motion of Senator Potgeter, Senate File 657, a bill for an act relating to the storage of grain, was taken up for further consideration.

Senator Potgeter offered the following amendment and moved its adoption:

Amend Senate File 657, page 1, by striking the sentence beginning in line 8.

Senator Frey took the chair at 11:10 a.m.

The amendment was adopted.

Senator Lucken moved that further action on Senate File 657 be deferred and that the bill retain its place on the calendar.

Senator Lucken asked and received unanimous consent to withdraw the motion to defer.

Senator Glenn offered the following amendment and moved its adoption:

Amend Senate File 657 as follows:

By striking the period in line 8, and inserting in lieu thereof a comma (,), and the words:

"which notice shall carry in bold face type the warning: "Store at your own risk."

The amendment lost.

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

On the question "Shall the bill pass?" (S.F. 657) the vote was:

Ayes, 35:

Anderson	Davis	Laverty	Potter
Balloun	DeKoster	Lucken	Rigler
Bass	Doderer	Mogged	Schaben
Bortell	Erskine	Mowry	Shaff
Briles	Frey	Neu	Sullivan
Brownlee	Hougen	Nicholson	Thordsen
Coleman	Kosek	O'Malley	Van Gilst
Conklin	Kyhl	Palmer	Walsh
Curran	Lange	Potgeter	

Nays, 23:

Arbuckle	Gilley	Lamborn	Rabedeaux
Clarke	Glenn	Leonard	Shirley
Denman	Griffin	McGill	Smith
Dodds	Hill	Messerly	Stephens
Frommelt	Keith	Ollenburg	Weimer
Gaudineer	Klink	Parker	

Voting present, 1:

Orr

Absent or not voting, 2:

DeHart Reichardt

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

Senate File 1097

On motion of Senator Briles, Senate File 1097, a bill for an act relating to county agricultural extension districts, was taken up for further consideration.

Senator Messerly offered the following amendment:

Amend Senate File 1097 by striking lines five (5) and six (6) and inserting in lieu thereof the following:

1. By inserting in line fourteen (14) after the word "valuation" the words ", except in districts having a population of less than one hundred thousand the tax levied shall not exceed three-fourths mill".

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

Amend the Messerly amendment of January 26, 1970, to Senate File 1097 by striking the words "one hundred thousand" in line 5 and substituting in lieu thereof the words "forty thousand".

President pro tempore Lange took the chair at 11:55 a.m.

The amendment to the amendment was adopted.

On motion of Senator Messerly, the amendment as amended was adopted.

Senator Nicholson offered the following amendment by Senators Shaff, Coleman and Nicholson and moved its adoption:

Amend Senate File 1097 as follows:

1. Line eight (8), strike the word "seventy-five" and insert in lieu thereof the word "forty".

2. Line twelve (12), strike the word "fifty" and insert in lieu thereof the word "thirty-three".

Division was called for.

The amendment was adopted.

Senator Walsh offered the following amendment and moved its adoption:

Amend Senate File 1097 by adding the following subsection after line 19:

"7. By adding the following sentence after the period in line thirty (30): 'No agricultural extension district shall have less than fifty thousand population.'"

The amendment lost.

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

On the question "Shall the bill pass?" (S.F. 1097) the vote was:

Ayes, 52:

Anderson	Brownlee	Denman	Gilley
Arbuckle	Clarke	Dodds	Glenn
Balloun	Coleman	Doderer	Griffin
Bass	Conklin	Frommelt	Hill
Bortell	Curran	Gaudineer	Keith
Briles	DeHart	Frey	Klink

Kosek	Messerly	Orr	Shaff
Kyhl	Mogged	Palmer	Shirley
Lamborn	Mowry	Parker	Smith
Lange	Neu	Potgeter	Stephens
Laverty	Nicholson	Potter	Thordsen
Leonard	Ollenburg	Rabedeaux	Van Gilst
McGill	O'Malley	Schaben	Walsh

Nays, 2:

Rigler Sullivan

Absent or not voting, 7:

Davis	Erskine	Lucken	Weimer
DeKoster	Hougen	Reichardt	

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

INTRODUCTION OF BILLS

Senate File 1148, by committee on judiciary, a bill for an act relating to legalizing acts.

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

Senate File 1149, by committee on judiciary, a bill for an act relating to publication of the opinions of the supreme court.

Read first time and **placed on calendar**

Senate File 1150, by committee on commerce, a bill for an act relating to technical corrections required by passage of the Iowa Banking Act of 1969.

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

Senate File 1151, by Senators Mogged, Briles, Lucken, Rabedeaux, Van Gilst, Thordsen, Potgeter, Arbuckle, Leonard, Kyhl, Gaudineer, Keith and Parker, a bill for an act relating to the definition of real estate.

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

Senate File 1152, by committee on law enforcement, a bill for an act relating to copies of an enforcement officer's report of a motor vehicle accident.

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

Senate File 1153, by committee on law enforcement, a bill for an act relating to certifying copies of the driving record of persons subject to the motor vehicle financial responsibility law.

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

Senate File 1154, by Senator Doderer, a bill for an act to repeal the procedure for establishment of a convention to ratify amendments to the Constitution of the United States.

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

On motion of Senator Rigler, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President pro tempore Lange presiding.

MESSAGE FROM THE HOUSE

The following message was received from the House:

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

House File 277, a bill for an act relating to driver education instructors.

WILLIAM R. KENDRICK, Chief Clerk

MOTION TO RECONSIDER

House File 77

Senator Frommelt called up for consideration the following motion filed by him on January 23, 1970, and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which House File 77 passed the Senate.

Roll call was requested.

On the question "Shall the motion to reconsider be adopted?" (H.F. 77) the vote was:

Rule 24 was invoked.

Ayes, 27:

Balloun	Gaudineer	Messery	Rabedeaux
Clarke	Glenn	Mowry	Rigler
Conklin	Hill	Neu	Schaben
Dodds	Kosek	Nicholson	Van Gilst
Doderer	Lamborn	Orr	Walsh
Frey	Laverty	Palmer	Weimer
Frommelt	McGill	Parker	

Nays, 28:

Anderson	Davis	Keith	Ollenburg
Bass	DeHart	Klink	Potgeter
Bortell	DeKoster	Kyhl	Potter
Briles	Erskine	Lange	Shaff
Brownlee	Gilley	Leonard	Smith
Coleman	Griffin	Lucken	Stephens
Curran	Hougen	Mogged	Sullivan

Absent or not voting, 6:

Arbuckle	O'Malley	Shirley	Thordsen
Denman	Reichardt		

The motion lost.

MOTION TO RECONSIDER WITHDRAWN

Senator Hougen asked and received unanimous consent to withdraw the motion to reconsider the vote by which **Senate File 1081** passed the Senate filed by him on January 26, 1970.

MOTION TO RECONSIDER ADOPTED

Senate File 1083

Senator Gaudineer called up for consideration the following motion and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which **Senate File 1083** passed the Senate.

The motion prevailed.

Senator Gaudineer moved to reconsider the vote by which **Senate File 1083** went to its last reading, which motion prevailed.

On motion of Senator Gaudineer, **Senate File 1083**, a bill for an act to revise, update, and correct certain sections of the Code of Iowa relating to schools, school corporations, and school elections, was taken up for further consideration.

Senator Gaudineer moved to reconsider the vote by which division 1 of the Gaudineer amendment of January 26, 1970, was adopted, which motion prevailed.

Senator Gaudineer offered the following amendment to division 1 of the amendment and moved its adoption:

Amend the Gaudineer amendment to **Senate File 1083**, filed **January 26** and found on page 242 of the Senate Journal, by striking lines 16 and 17 and inserting in lieu thereof the following:

"5. By striking on page 10, line 29, the word "three" and inserting in lieu thereof the word "four"; and line 33 by striking the word "three" and inserting in lieu thereof the word "four".

The amendment to division 1 of the amendment was adopted.

On motion of Senator Gaudineer, division 1 of the amendment as amended was adopted.

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

On the question "Shall the bill pass?" (S.F. 1083) the vote was:

Ayes, 56:

Anderson	Dodds	Kyhl	Palmer
Arbuckle	Doderer	Lamborn	Parker
Balloun	Erskine	Lange	Potgeter
Bass	Frey	Laverty	Potter
Bortell	Frommelt	Leonard	Rabedeaux
Briles	Gaudineer	Lucken	Rigler
Brownlee	Gilley	McGill	Shaff
Clarke	Glenn	Messerly	Smith
Coleman	Griffin	Mogged	Stephens
Conklin	Hill	Mowry	Sullivan
Curran	Hougen	Neu	Thordsen
Davis	Keith	Nicholson	Van Gilst
DeHart	Klink	Ollenburg	Walsh
DeKoster	Kosek	Orr	Weimer

Nays, none.

Absent or not voting, 5:

Denman	Reichardt	Schaben	Shirley
O'Malley			

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

CONSIDERATION OF BILLS

Senate File 1103

On motion of Senator Gaudineer, Senate File 1103, a bill for an act to permit county boards of supervisors to purchase a blanket bond for those county employees required to be bonded, was taken up and considered.

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

On the question "Shall the bill pass?" (S.F. 1103) the vote was:

Ayes, 55:

Anderson	Doderer	Lange	Potgeter
Arbuckle	Erskine	Laverty	Potter
Balloun	Frey	Leonard	Rabedeaux
Bass	Frommelt	Lucken	Rigler
Bortell	Gaudineer	McGill	Schaben
Briles	Glenn	Messerly	Shaff
Brownlee	Griffin	Mogged	Smith
Clarke	Hill	Mowry	Stephens
Coleman	Hougen	Neu	Sullivan
Conklin	Keith	Nicholson	Thordsen
Curran	Klink	Ollenburg	Van Gilst
Davis	Kosek	Orr	Walsh
DeKoster	Kyhl	Palmer	Weimer
Dodds	Lamborn	Parker	

Nays, 1:

Gilley

Absent or not voting, 5:

DeHart	O'Malley	Reichardt	Shirley
Denman			

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

Senate File 526

On motion of Senator McGill, Senate File 526, a bill for an act relating to the certification of teachers, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Conklin offered the following amendment and moved its adoption:

Amend Senate File 526, page 3, line 2, by striking the figure "1969" and inserting the figure "1970".

The amendment was adopted.

Senator Balloun offered the following amendment by Senators Balloun, et al., and moved its adoption:

Amend Senate File 526, page 5, by striking all of section 17.

The amendment was adopted.

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

On the question "Shall the bill pass?" (S.F. 526) the vote was:

Ayes, 53:

Anderson	Frommelt	Laverty	Potgeter
Arbuckle	Gaudineer	Leonard	Potter
Balloun	Gilley	Lucken	Rabedeaux
Bass	Glenn	McGill	Rigler
Bortell	Griffin	Messerly	Schaben
Brownlee	Hill	Mogged	Shaff
Clarke	Hougen	Mowry	Smith
Conklin	Keith	Neu	Stephens
Curran	Klink	Nicholson	Sullivan
Davis	Kosek	Ollenburg	Thordsen
DeKoster	Kyhl	Orr	Van Gilst
Dodds	Lamborn	Palmer	Walsh
Doderer	Lange	Parker	Weimer
Frey			

Nays, 1:

Coleman

Absent or not voting, 7:

Briles	Denman	O'Malley	Shirley
DeHart	Erskine	Reichardt	

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

DISTINGUISHED GUEST

Senator Rigler rose on a point of personal privilege and presented to the Senate the Honorable D. C. Nolan, former member of the Senate from Johnson County.

MESSAGE FROM THE HOUSE

The following message was received from the House:

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

Senate File 270, a bill for an act relating to merger and consolidation of cooperative associations.

WILLIAM R. KENDRICK, Chief Clerk

INTRODUCTION OF BILLS

Senate File 1155, by Senators Weimer and Thordsen, a bill for an act relating to the time when the compensation of mayors and councilmen may be changed.

Read first time and passed on file.

Senate File 1156, by committee on higher education (committee on higher education), a bill for an act relating to the investment of funds belonging to state board of regents institutions.

Read first time and placed on calendar.

Senate File 1157, by Senators DeKoster, Neu, Lamborn, Klink and Nicholson, a bill for an act relating to closed highways.

Read first time and passed on file.

Senate Joint Resolution 1004, by Senator Hougen, a joint resolution directing a legislative study of the tax structure and financial needs of Iowa and to make an appropriation therefor.

Read first time and passed on file.

HOUSE MESSAGE CONSIDERED

House File 277, a bill for an act relating to driver education instructors.

Read first time and passed on file.

BILL SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on January 28, 1970, he approved and transmitted to the Secretary of State the following bill:

H. F. 1022—To revise the section establishing the Iowa Highway Safety Patrol.

BILLS SENT TO THE GOVERNOR

Senator Mogged, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 29th day of January, 1970, sent to the Governor for his approval: Senate Files 124, 1005, 1007, 1012, 1015 and 1016.

CHARLES G. MOGGED, Chairman

Passed on file.

REPORTS OF COMMITTEES

Senator Griffin submitted the following reports:

MR. PRESIDENT: Your committee on commerce, to which was referred **Senate File 1108**, a bill for an act to permit the superintendent of banking to charge a fee for examination of firms licensed under chapter five hundred thirty-six (536) of the Code, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:***

Amend Senate File 1108 as follows:

1. Page 1, by striking lines 14 through 18, inclusive, and inserting in lieu thereof the following:

"examination fee, based on the actual cost of the operation of the small loan division of the department of banking, and the proportionate share of administrative expenses in the operation of the department of banking attributable to the small loan division as determined by the superintendent of banking. Such fee shall apply equally to all licenses and shall".

2. Page 2, by adding after line 4 the following:

"Sec. 3. Section five hundred thirty-six point twenty-two (536.22), Code 1966, is hereby amended by inserting in line seven (7) before the word 'and' the words ', examination fees,'."

JAMES W. GRIFFIN, SR., Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on commerce, to which was referred **House File 221**, a bill for an act relating to fire and casualty insurance companies, begs leave to report it has had the same under consideration and recommends the same **do pass.***

JAMES W. GRIFFIN, SR., Chairman

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on commerce, to which was referred **House File 760**, a bill for an act relating to annual registration decal or sticker fees, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:***

Amend House File 760, page 1, by inserting after line 6 the following new section:

This Act being deemed of immediate importance shall take effect and be in full force from and after its final approval and publication in the Council Bluffs Nonpareil, a newspaper published in Council Bluffs, Iowa, and in the Times-Democrat, a newspaper published in Davenport, Iowa.

JAMES W. GRIFFIN, SR., Chairmar

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on commerce, to which was referred **House File 762**, a bill for an act relating to motor vehicle certificated carrier fees, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JAMES W. GRIFFIN, SR., Chairman

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on commerce, to which was referred **House File 763**, a bill for an act relating to motor vehicle truck operator fees, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JAMES W. GRIFFIN, SR., Chairman

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on commerce, to which was referred **House File 764**, a bill for an act relating to liquid transport carrier application filing fees, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JAMES W. GRIFFIN, SR., Chairman

Ordered passed on file.

Senator Lange submitted the following report :

MR. PRESIDENT: Your committee on constitutional amendments and reapportionment, to which was referred **House File 1020**, a bill for an act pertaining to the nomination and election of members of the General Assembly, begs leave to report it has had the same under consideration and recommends the same **be amended in accordance with the Arbuckle amendment, filed January 22, 1970, and found on page 213 of the Senate Journal, and when so amended the bill do pass.***

ELMER LANGE, Chairman

Ordered passed on file.

Senator Briles submitted the following reports :

MR. PRESIDENT: Your committee on county government, to which was referred **Senate File 366**, a bill for an act to permit counties to become associated with the Iowa state association of counties, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JAMES BRILES, Chairman

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on county government, to which was referred **Senate File 512**, a bill for an act relating to delinquent taxes, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JAMES BRILES, Chairman

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on county government, to which was referred **Senate File 568**, a bill for an act to provide for establishment of benefited street lighting districts in unincorporated areas, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JAMES BRILES, Chairman

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on county government, to which was referred **Senate File 1048**, a bill for an act relating to township halls, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JAMES BRILES, Chairman

Ordered passed on file.

Senator DeKoster submitted the following reports :

MR. PRESIDENT: Your committee on judiciary, to which was referred **Senate File 1117**, a bill for an act relating to federal tax lien registration, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on judiciary, to which was referred **Senate File 1120**, a bill for an act relating to the conveyance of land in Page County, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Senator Clarke submitted the following report :

MR. PRESIDENT: Your committee on state government, to which was re-

ferred Senate File 613, a bill for an act relating to the qualifications of the state law librarian, begs leave to report it has had the same under consideration and recommends the same do pass.

HUGH H. CLARKE, Chairman

Ordered passed on file.

*Denotes a unanimous committee vote.

AMENDMENT FILED

- 1 Amend Senate File 554 as follows:
- 2 1. Page 7, line 28, by striking the parentheses and
- 3 inserting commas in lieu thereof.
- 4 2. Page 12, line 3, by striking the parentheses and
- 5 inserting commas in lieu thereof.

JAMES W. GRIFFIN, SR.

On motion of Senator Rigler, the Senate adjourned until 9:00 a.m., Friday, January 30, 1970.

JOURNAL OF THE SENATE

NINETEENTH DAY

SENATE CHAMBER,
DES MOINES, IOWA, FRIDAY, JANUARY 30, 1970.

The Senate met in regular session, President Jepsen presiding.

Prayer was offered by the Reverend Wayne Hall, pastor of the Trinity Reformed Church, Pella, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Thursday, January 29, 1970, was approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Brownlee for the day on request of Senator Klink.

COMMITTEE OF THE WHOLE

Senator Rigler asked and received unanimous consent that the Senate resolve itself into a committee of the whole.

Senator Griffin introduced to the Senate the Honorable Lorne R. Worthington, Iowa Commissioner of Insurance, who explained the provisions of **Senate File 1102** and answered questions put to him by members of the Senate.

Senator Griffin took the chair at 10:05 a.m.

On motion of Senator Rigler, the Senate arose from the committee of the whole and resumed regular session.

President pro tempore Lange took the chair at 10:40 a.m.

CONSIDERATION OF BILLS

Senate File 1102

On motion of Senator Griffin, Senate File 1102, a bill for an act to avoid financial loss due to the insolvency of an insurer, was taken up and considered.

Senator Griffin offered the following amendment and called for a division of the amendment:

Division 1.

Amend Senate File 1102 as follows:

1. Page 6, line 33, by inserting after the word "five" the figure "(5)".

On motion of Senator Griffin, division 1 of the amendment was adopted.

Division 2.

2. Page 8, lines 2 and 3, by striking the words "a court of competent jurisdiction" and inserting in lieu thereof the words "the district court".

On motion of Senator Griffin, division 2 of the amendment was adopted.

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

On the question "Shall the bill pass?" (S.F. 1102) the vote was:

Ayes, 57:

Anderson	Frey	Laverty	Potter
Arbuckle	Frommelt	Lucken	Rabedeaux
Balloun	Gaudineer	McGill	Reichardt
Bass	Gilley	Messerly	Rigler
Bortell	Glenn	Mogged	Schaben
Briles	Griffin	Mowry	Shaff
Clarke	Hill	Neu	Shirley
Coleman	Hougen	Nicholson	Smith
Conklin	Keith	Ollenburg	Stephens
Curran	Klink	O'Malley	Sullivan
DeKoster	Kosek	Orr	Thordsen
Denman	Kyhl	Palmer	Van Gilst
Dodds	Lamborn	Parker	Walsh
Doderer	Lange	Potgeter	Weimer
Erskine			

Nays, none.

Absent or not voting, 4:

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

Senate File 645

On motion of Senator Doderer, Senate File 645, a bill for an act to accept the provisions of the National School Lunch Act and the National Child Nutrition Act of 1966, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Doderer offered the following amendment and moved its adoption:

Amend Senate File 645 by adding the following new section:

This Act being deemed of immediate importance shall

be in full force and effect from and after its final approval and publication in The Sac Sun, a newspaper published at Sac City, Iowa, and the Iowa City Press-Citizen, a newspaper published at Iowa City, Iowa.

The amendment was adopted.

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

On the question "Shall the bill pass?" (S.F. 645) the vote was:

Ayes, 58:

Anderson	Erskine	Leonard	Potter
Arbuckle	Frey	Lucken	Rabedeaux
Balloun	Gaudineer	McGill	Reichardt
Bass	Gilley	Messerly	Rigler
Bortell	Glenn	Mogged	Schaben
Briles	Griffin	Mowry	Shaff
Clarke	Hill	Neu	Shirley
Coleman	Hougen	Nicholson	Smith
Conklin	Keith	Ollenburg	Stephens
Curran	Klink	O'Malley	Sullivan
Davis	Kosek	Orr	Thordsen
DeKoster	Kyhl	Palmer	Van Gilst
Denman	Lamborn	Parker	Walsh
Dodds	Lange	Potgeter	Weimer
Doderer	Laverty		

Nays, none.

Absent or not voting, 3:

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

House File 427

On motion of Senator DeKoster, House File 427, a bill for an act relating to the uniform issuance and return of teachers' contracts, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

On the question "Shall the bill pass?" (H.F. 427) the vote was:

Ayes, 59:

Anderson	Conklin	Frey	Keith
Arbuckle	Curran	Frommelt	Klink
Balloun	Davis	Gaudineer	Kosek
Bass	DeKoster	Gilley	Kyhl
Bortell	Denman	Glenn	Lamborn
Briles	Dodds	Griffin	Lange
Clarke	Doderer	Hill	Laverty
Coleman	Erskine	Hougen	Leonard

Lucken	Ollenburg	Rabedeaux	Stephens
McGill	O'Malley	Reichardt	Sullivan
Messerly	Orr	Rigler	Thorsen
Mogged	Palmer	Schaben	Van Gilst
Mowry	Parker	Shaff	Walsh
Neu	Potgeter	Shirley	Weimer
Nicholson	Potter	Smith	

Nays, none.

Absent or not voting, 2:

Brownlee DeHart

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

Senate File 1121

On motion of Senator Laverty, Senate File 1121, a bill for an act relating to the operation of aircraft, was taken up and considered.

Senator DeKoster offered the following amendment filed by Senators DeKoster and Laverty and moved its adoption:

Amend Senate File 1121, page 1, line 10, by inserting after the word "aircraft" the following:

" , or damage is caused as a result of the operation of such aircraft while the operator is under the influence of intoxicating liquor, hallucinogenic, depressant or stimulant drugs or narcotics".

The amendment was adopted.

SENATE FILE 1121 DEFERRED

Senator Rigler asked and received unanimous consent that further action on **Senate File 1121** be deferred and that the bill be placed on the calendar under unfinished business.

President Jepsen took the chair at 11:05 a.m.

REPORTS OF INVESTIGATING COMMITTEES

Senator Stephens submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Dr. Samuel J. Tuthill of Iowa City, Johnson County, Iowa, for appointment as a member of the Natural Resources Council under the provisions of section 455A.5, Code 1966, for the unexpired term ending June 30, 1973, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

RICHARD L. STEPHENS, Chairman
W. CHARLENE CONKLIN
WILSON L. DAVIS
MINNETTE DODERER
BASS VAN GILST

The motion prevailed and the report was adopted.

On the question "Shall the appointee be confirmed?" the vote was :

Ayes, 58:

Anderson	Erskine	Leonard	Potter
Arbuckle	Frey	Lucken	Rabedeaux
Balloun	Gaudineer	McGill	Reichardt
Bass	Gilley	Messerly	Rigler
Bortell	Glenn	Mogged	Schaben
Briles	Griffin	Mowry	Shaff
Clarke	Hill	Neu	Shirley
Coleman	Hougen	Nicholson	Smith
Conklin	Keith	Ollenburg	Stephens
Curran	Klink	O'Malley	Sullivan
Davis	Kosek	Orr	Thordsen
DeHart	Kyhl	Palmer	Van Gilst
DeKoster	Lamborn	Parker	Walsh
Denman	Lange	Potgeter	Weimer
Dodds	Laverty		

Nays, none.

Absent or not voting, 3:

Brownlee	Doderer	Frommelt
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President Jepsen declared the appointment of Dr. Samuel J. Tuthill as a member of the Natural Resources Council confirmed for the unexpired portion of the term ending June 30, 1973.

Senator Smith submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of John E. van der Linden of Sibley, Iowa, for appointment as a member of the Board of Public Instruction under the provisions of section 257.1 of the Code of Iowa, 1966, for the regular six-year term beginning January 2, 1970, and ending January 1, 1976, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

MARVIN W. SMITH, Chairman
S. J. BROWNLEE
J. LESLIE LEONARD
JAMES F. SCHABEN
GENE W. GLENN

The motion prevailed and the report was adopted.

On the question "Shall the appointee be confirmed?" the vote was:

Rule 24 was invoked.

Ayes, 58:

Anderson	Bass	Clarke	Curran
Arbuckle	Bortell	Coleman	Davis
Balloun	Briles	Conklin	DeHart

DeKoster	Hougen	Mowry	Reichardt
Denman	Keith	Neu	Rigler
Dodds	Klink	Nicholson	Schaben
Doderer	Kosek	Ollenburg	Shaff
Erskine	Kyhl	O'Malley	Shirley
Frey	Lamborn	Orr	Smith
Frommelt	Lange	Palmer	Sullivan
Gaudineer	Laverty	Parker	Thordsen
Gilley	Leonard	Potgeter	Van Gilst
Glenn	McGill	Potter	Walsh
Griffin	Messerly	Rabedeaux	Weimer
Hill	Mogged		

Nays, 2:

Lucken Stephens

Absent or not voting, 1:

Brownlee

President Jepsen declared the appointment of John E. van der Linden as a member of the Board of Public Instruction confirmed for the regular term ending January 1, 1976.

CONSIDERATION OF BILLS**House File 639**

On motion of Senator Laverty, House File 639, a bill for an act relating to the filing of an annual report by the Iowa development commission, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

HOUSE FILE 639 RE-REFERRED TO COMMITTEE

Senator Rigler asked and received unanimous consent that **House File 639** be re-referred to the committee on **Iowa development**.

CONSIDERATION OF BILLS**House File 694**

On motion of Senator Potgeter, House File 694, a bill for an act relating to the powers and duties of the Iowa development commission, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

HOUSE FILE 694 RE-REFERRED TO COMMITTEE

Senator Potgeter asked and received unanimous consent that **House File 694** be re-referred to the committee on **Iowa development**.

CONSIDERATION OF BILLS**Senate File 554**

On motion of Senator Walsh, Senate File 554, a bill for an act

relating to professional corporations and foreign professional corporations, with report of committee recommending passage, and report of committee recommending amendment and passage, was taken up, considered, and the reports of the committee adopted.

SENATE FILE 554 DEFERRED

Senator Messerly asked and received unanimous consent that further action on **Senate File 554** be deferred and that the bill be placed on the calendar under unfinished business.

CONSIDERATION OF BILLS

House File 737

On motion of Senator Glenn, House File 737, a bill for an act to legalize the hospital maintenance levy heretofore made in the county of Humboldt, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

On the question "Shall the bill pass?" (H.F. 737) the vote was:

Ayes, 57:

Anderson	Erskine	Lange	Parker
Arbuckle	Frey	Lavery	Potgeter
Balloun	Frommelt	Leonard	Potter
Bass	Gaudineer	Lucken	Rabedeaux
Bortell	Gilley	McGill	Rigler
Briles	Glenn	Messerly	Schaben
Clarke	Griffin	Mogged	Shaff
Coleman	Hill	Mowry	Smith
Conklin	Hougen	Neu	Stephens
Curran	Keith	Nicholson	Sullivan
DeHart	Klink	Ollenburg	Thordsen
DeKoster	Kosek	O'Malley	Van Gilst
Denman	Kyhl	Orr	Walsh
Dodds	Lamborn	Palmer	Weimer
Doderer			

Nays, none.

Absent or not voting, 4:

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

Senate File 82

On motion of Senator O'Malley, Senate File 82, a bill for an act to authorize the industrial commissioner to order the taking of depositions in workmen's compensation cases, with report of com-

mittee recommending passage, was taken up, considered, and the report of the committee adopted.

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

On the question "Shall the bill pass?" (S.F. 82) the vote was:

Ayes, 57:

Anderson	Erskine	Laverty	Potgeter
Arbuckle	Frey	Leonard	Potter
Balloun	Frommelt	Lucken	Rabedeaux
Bass	Gaudineer	McGill	Reichardt
Bortell	Gilley	Messerly	Rigler
Briles	Glenn	Mogged	Schaben
Clarke	Griffin	Mowry	Shaff
Coleman	Hougen	Neu	Smith
Conklin	Keith	Nicholson	Stephens
Curran	Klink	Ollenburg	Sullivan
DeHart	Kosek	O'Malley	Thordsen
DeKoster	Kyhl	Orr	Van Gilst
Denman	Lamborn	Palmer	Walsh
Dodds	Lange	Parker	Weimer
Doderer			

Nays, none.

Voting present, 1:

Hill

Absent or not voting, 3:

Brownlee Davis Shirley

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

Senator Rigler asked and received unanimous consent to take up for consideration Senate File 1135.

Senate File 1135

On motion of Senator Briles, Senate File 1135, a bill for an act relating to the power of eminent domain, was taken up and considered.

Senator Sullivan took the chair at 12:20 p.m.

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

On the question "Shall the bill pass?" (S.F. 1135) the vote was:

Ayes, 57:

Anderson	Bortell	Conklin	DeKoster
Arbuckle	Briles	Curran	Doderer
Balloun	Clarke	Davis	Erskine
Bass	Coleman	DeHart	Frey

Frommelt	Lamborn	Nicholson	Rigler
Gaudineer	Lange	Ollenburg	Schaben
Gilley	Laverty	O'Malley	Shaff
Glenn	Leonard	Orr	Smith
Griffin	Lucken	Palmer	Stephens
Hill	McGill	Parker	Sullivan
Hougen	Messerly	Potgeter	Thordsen
Keith	Mogged	Potter	Van Gilst
Klink	Mowry	Rabedeaux	Walsh
Kosek	Neu	Reichardt	Weimer
Kyhl			

Nays, none.

Absent or not voting, 4:

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

President Jepsen took the chair at 12:30 p.m.

House File 452

On motion of Senator Palmer, House File 452, a bill for an act relating to transient or movable lunch stands, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

On the question "Shall the bill pass?" (H.F. 452) the vote was:

Ayes, 57:

Anderson	Frey	Laverty	Potgeter
Arbuckle	Frommelt	Leonard	Potter
Balloun	Gaudineer	Lucken	Rabedeaux
Bass	Gilley	McGill	Reichardt
Bortell	Glenn	Messerly	Rigler
Briles	Griffin	Mogged	Schaben
Clarke	Hill	Mowry	Shaff
Coleman	Hougen	Neu	Smith
Conklin	Keith	Nicholson	Stephens
Curran	Klink	Ollenburg	Sullivan
Davis	Kosek	O'Malley	Thordsen
DeHart	Kyhl	Orr	Van Gilst
DeKoster	Lamborn	Palmer	Walsh
Doderer	Lange	Parker	Weimer
Erskine			

Nays, none.

Absent or not voting, 4:

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

Senator Rigler asked and received unanimous consent to take up for consideration House File 1020.

House File 1020

On motion of Senator Smith, House File 1020, a bill for an act pertaining to the nomination and election of members of the General Assembly, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Arbuckle offered the following amendment as recommended by the committee and moved its adoption:

Amend House File 1020, as amended and passed by the House as follows:

- 1. Page 3, line 34, by striking the word "representative" and inserting in lieu thereof the word "legislative".
- 2. Page 4, line 1, by inserting after the word "county" the following words "or part thereof which the candidate seeks to represent".

The amendment was adopted.

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

On the question "Shall the bill pass (H.F. 1020) the vote was:

Ayes, 54:

Anderson	Frey	Leonard	Potgeter
Arbuckle	Frommelt	Lucken	Potter
Balloun	Gaudineer	McGill	Rabedeaux
Bass	Gilley	Messerly	Rigler
Bortell	Glenn	Mogged	Schaben
Briles	Griffin	Mowry	Shaff
Clarke	Hill	Neu	Smith
Coleman	Hougen	Nicholson	Stephens
Conklin	Keith	Ollenburg	Sullivan
Curran	Klink	O'Malley	Thordsen
Davis	Kosek	Orr	Van Gilst
DeHart	Kyhl	Palmer	Walsh
DeKoster	Lange	Parker	Weimer
Doderer	Laverty		

Nays, none.

Absent or not voting, 7:

Brownlee	Dodds	Lamborn	Shirley
Denman	Erskine	Reichardt	

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

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the

House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 203, a bill for an act relating to cancellation and nonrenewal of automobile liability insurance.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 203

Amend Senate File 203, as passed by the Senate and reprinted by the Senate, as follows:

1. Page 4, line 8, by striking the period and inserting in lieu thereof the following: "together with notification of the right to a hearing before the commissioner within fifteen (15) days as provided herein."

2. Page 4, line 29, by striking the period and inserting in lieu thereof the following: "together with notification of the right to a hearing before the commissioner within fifteen (15) days as provided herein."

3. By striking section 14.

INTRODUCTION OF BILLS

Senate File 1158, by Senator Balloun, a bill for an act relating to the use of dead animals.

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

Senate File 1159, by Senator Arbuckle (Baker), a bill for an act relating to the maximum amounts authorized to be levied for principal and interest of bonded indebtedness of certain school corporations that have entered into leases with merged area school corporations.

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

Senate File 1160, by Senators Neu, Clarke, Walsh, Doderer and Gaudineer, a bill for an act relating to the moneys appropriated to the educational radio and television facility board.

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

Senate File 1161, by Senators Neu, Clarke, Walsh, Doderer and Gaudineer (Alt, Jesse, Pierson, Tieden and Voorhees), a bill for an act relating to the authority of the state educational radio and television facility board.

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

Senate File 1162, by committee on county government, a bill for an act relating to certification of nominees whose names are to appear on the general election ballot, and to requests for and distribution of absentee ballots for primary and general elections.

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

Senate File 1163, by Senator Anderson (Winkelman), a bill for an act relating to the marking and branding of livestock.

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

Senate File 1164, by Senator Walsh, a bill for an act requiring that school districts make provision for special education services to handicapped preschool children, and authorizing school districts to pay for the education of handicapped children in other than public school facilities under certain circumstances.

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

Senate File 1165, by Senator Walsh, a bill for an act relating to the participation of counties in the food stamp program and the distribution of food stamps.

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

Senate File 1166, by committee on law enforcement, a bill for an act relating to the interception of oral and wire communications, and providing penalties.

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

Senate File 1167, by Senator Walsh, a bill for an act relating to county transportation franchises.

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

Senate Joint Resolution 1005, by Senators O'Malley, DeKoster, Smith, Gaudineer, Denman, Griffin, Sullivan, Van Gilst, Reichardt, Nicholson, Lucken, Shirley and Palmer, a joint resolution to make an appropriation to the college of osteopathic medicine and surgery.

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

BILLS ASSIGNED TO COMMITTEE

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

- S.J.R. 1003 Higher education
- S.J.R. 1004 Ways and means
- S.J.R. 1005 Appropriations
- S. F. 1134 Commerce
- S. F. 1137 Law enforcement
- S. F. 1139 County government
- S. F. 1140 Schools
- S. F. 1141 Ways and means
- S. F. 1142 Schools

S. F. 1144	Law enforcement
S. F. 1145	Schools
S. F. 1146	Appropriations
S. F. 1147	Law enforcement
S. F. 1151	Commerce
S. F. 1154	Constitutional amendments and reapportionment
S. F. 1155	Cities and towns
S. F. 1157	Transportation
S. F. 1158	Agriculture
S. F. 1159	Schools
S. F. 1160	State government
S. F. 1161	Appropriations
S. F. 1163	Agriculture
S. F. 1164	Schools
S. F. 1165	County government
S. F. 1167	Commerce
H.C.R. 41	State government
H. F. 277	Higher education
H. F. 377	County government
H. F. 517	Cities and towns
H. F. 767	Transportation
H. F. 1103	Transportation

COMMUNICATION FROM THE GOVERNOR

(House File 506 Vetoed)

January 29, 1970

The Honorable Roger W. Jepsen
 President of the Senate
 Sixty-third General Assembly
 State Capitol
 Local

Honorable Members of the Senate:

House File 506, the bill relating to salaries of bailiffs and clerks of the municipal court, is hereby disapproved and returned to the House in accordance with Article III, section 16, Constitution of the State of Iowa.

Reluctantly I return this bill to your honorable body. On the face of it, this bill is not without merit. Municipal court bailiffs and clerks perform an essential public service in the fourteen cities where those offices exist, and some of them may well deserve the salary increases which the bill provides.

However, this action represents piecemeal legislation at the state level affecting the salaries of local officials. In my opinion, House File 506 is inappropriate at this time in view of the pending court reform bill which

fixes the responsibility for setting such salaries at the local level.

I believe this would be more in keeping with the general philosophy of Home Rule, adopted by a vote of the people at the 1968 General Election.

Sincerely,

ROBERT D. RAY
Governor

AMENDMENTS FILED

1 Amend Senate File 91 by striking all after the enacting clause
2 and inserting in lieu thereof the following:

3 Section 1. Section one hundred fifty-one point one (151.1),
4 Code 1966, is amended by inserting at the beginning thereof the
5 following:

6 "Chiropractic is that branch of the healing art which deals
7 primarily with the relationship between the nervous system and
8 the spinal column, including the immediate articulations, and the
9 role of this relationship in the restoration and maintenance of
10 health, and which, in so doing, utilizes the inherent recuperative
11 powers of the body.

12 The practice of chiropractic pertains to the analysis of any
13 interference with normal nerve transmission and expression, the
14 procedure preparatory to and complementary to the correction there-
15 of by an adjustment of the articulations of the vertebral column,
16 its immediate articulations, or by other incidental adjustments
17 for the restoration and maintenance of health and includes the use
18 of x-ray for diagnostic purposes only, the normal regimen and re-
19 habilitation of the patient without the use of drugs or surgery."

20 Sec. 2. Section one hundred fifty-one point three (151.3),
21 Code 1966, is amended by striking subsections one (1) through
22 three (3), inclusive, and inserting in lieu thereof the following:

23 "1. Be a graduate of a regularly accredited four-year high
24 school, or have equivalent education sufficient to satisfy the
25 requirements of the board of regents for entry into one of the
26 state universities.

27 2. Present a diploma issued by a college of chiropractic
28 approved by the chiropractic examiners.

29 3. Pass an examination prescribed by the chiropractic ex-
30 aminers in the subjects of anatomy, physiology, symptomatology
31 and diagnosis, hygiene and sanitation, chemistry, histology,
32 pathology, and principles and practice of chiropractic, including
33 a clinical demonstration of vertebral palpation, nerve tracing
34 and adjusting."

CLIFTON C. LAMBORN

1 Amend Senate File 613 as follows:

2 1. Page 1, by adding after line 7 the following
3 section:

4 "Section three hundred three point three (303.3),
5 Code 1966, subsection four (4), is hereby amended by striking
6 lines two (2) through five (5), inclusive, and inserting in
7 lieu thereof the words "shall be an experienced librarian and

8 competent to administer a medical library. Such appointments
9 shall".

10 2. Page 1, line 1, amend the title by inserting
11 after the word "librarian" the words "and state medical librarian".

JOHN L. MOWRY

1 Amend Senate File 1121 by striking all of the
2 commas in lines 7 and 8.

CHARLES O. LAVERTY

1 Amend Senate File 1121 by inserting in line 8 after
2 the word "hire," the following:
3 "if there is available to each passenger in such
4 aircraft a life insurance policy approved by the
5 commissioner of insurance which will pay benefits to
6 the surviving spouse of such passenger or in his or her
7 absence to the dependent children of such passenger in
8 the event such passenger is killed as a result of the
9 negligent operation of the aircraft in the minimum
10 amount of fifty thousand (50,000) dollars,".

LEE H. GAUDINEER, JR.

1 Amend Senate File 1121 by inserting in line 8 after
2 the word "hire," the following:
3 "if there is available to each such passenger in the
4 aircraft a policy of insurance, approved by the
5 commissioner of insurance, that will pay all reasonable
6 and necessary medical expenses, actual loss of income,
7 and death benefits in a minimum amount of fifty thousand
8 (50,000) dollars in the event such passenger is injured
9 or his death results from the negligent operation of
10 such aircraft,".

LEE H. GAUDINEER, JR.

1 Amend Senate File 1121 by inserting in line 10 after the
2 word "aircraft" the words, "or pilot error".

LEE H. GAUDINEER, JR.

1 Amend Senate File 1121 by adding the following new
2 section:
3. "Sec. 2. In each aircraft not operated for
4 hire, there shall be posted adjacent to the entranceway
5 a notice in letters at least one inch high the warning:
6 'Guests ride at your own risk'. Failure to post such
7 notice shall waive the provisions of Section 1 hereof."

GENE W. GLENN

1 Amend Senate File 1157, page 1, line 8, by striking
2 the words "'road closed'" and inserting in lieu
3 thereof the words "'road closed—travel at your
4 own risk'".

LESLIE C. KLINK

- 1 Amend House File 689 by adding the following new
- 2 section:
- 3 "Section 3. Members of the General Assembly shall
- 4 be limited to no more than ten copies apiece of the
- 5 foregoing report."

GENE W. GLENN

- 1 Amend House File 763 by adding thereto the following
- 2 new section:
- 3 1. "Section three hundred twenty-one point four hundred
- 4 sixty-six (321.466), Code 1966, is hereby amended by striking
- 5 from line seventeen (17) the words 'On or after July 1 of
- 6 each year, the' and inserting in lieu thereof the word 'The'."

JAMES A. POTGETER
QUENTIN V. ANDERSON

On motion of Senator Rigler, the Senate adjourned until 10:00 a.m., Monday, February 2, 1970.

JOURNAL OF THE SENATE

TWENTY-SECOND DAY

SENATE CHAMBER,
DES MOINES, IOWA, MONDAY, FEBRUARY 2, 1970.

The Senate met in regular session, President pro tempore Lange presiding.

Prayer was offered by the Reverend Bernard Olson, pastor of the United Methodist Church, Independence, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Friday, January 30, 1970, was approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Frey for the day on request of Senator Griffin.

SENATE CONCURRENT RESOLUTIONS WITHDRAWN

Senator Hill asked and received unanimous consent to withdraw **Senate Concurrent Resolution 32**, filed April 30, 1969, and found on pages 1251 and 1252 of the 1969 Senate Journal.

Senator Walsh asked and received unanimous consent to withdraw **Senate Concurrent Resolution 34**, filed May 6, 1969, and found on pages 1424 and 1425 of the 1969 Senate Journal.

SENATE FILE 658 RE-REFERRED TO COMMITTEE

Senator Potgeter asked and received unanimous consent that **Senate File 658** be re-referred to the committee on **commerce**.

UNFINISHED BUSINESS

Senate File 554

On motion of Senator Walsh, Senate File 554, a bill for an act relating to professional corporations and foreign professional corporations, was taken up for further consideration.

Senator Griffin offered the following committee amendment:

Amend Senate File 554 as follows:

1. By inserting on page 1 after line 10 the following:

"This Act constitutes a limited and special exception to the

salutary common law principle which prohibits a corporation from rendering professional services, and it shall not be construed as an indication of legislative intent that the principle is unsound or that further exceptions should be made with respect to it."

2. By inserting on page 1, line 14, after the word "of" the words "certified public".

3. By striking from page 1, line 16, the comma after the word "medicine" and by inserting in lieu thereof the word "and".

4. By striking from page 3, lines 33, 34 and 35, and inserting in lieu thereof the words "shall contain the words 'professional corporation' or the abbreviation 'P.C.', and except for".

5. By striking from page 4, line 1, the word "word" and inserting in lieu thereof the word "words".

6. By adding on page 6 after line 1 thereof a new paragraph as follows:

"The Iowa securities law shall not be applicable to nor govern any transaction relating to any shares of a professional corporation."

7. By inserting on page 7 after line 16 the following:

"The corporation may validly purchase its own shares even though its net assets are less than its stated capital, or even though by so doing its net assets would be reduced below its stated capital."

8. By inserting on page 9, line 3, after the period the following:

"Adjustments to book value shall be made, if necessary, to take into account work in process and accounts receivable."

9. By striking from page 9, line 9, the word "one-half" and inserting in lieu thereof the words "thirty percent".

10. By striking from page 9, line 11, the word "five" and inserting in lieu thereof the word "three".

11. By striking from page 9, line 12, the word "five" and inserting in lieu thereof the word "three".

12. By striking from page 9, line 15, the word "nine" and inserting in lieu thereof the word "three".

13. By striking from page 9, line 16, the word "nine" and inserting in lieu thereof the word "three".

14. By striking from page 9, lines 25 and 26, and inserting in lieu thereof the following:

" , to the extent the corporation fails to meet its obligations hereunder, be jointly liable for the payment of the purchase price and interest in proportion to their percentage of ownership of the corporation's shares, disregarding shares of the deceased or withdrawing shareholder."

15. By striking from page 10, line 12, the words "applicable transfer taxes with respect".

16. By striking from page 10, line 13.

17. By striking from page 12, line 14, the words "and establishes, to the" and inserting in lieu thereof a period.

18. By striking from page 12, lines 15 through 18, inclusive.

19. By striking from page 12, line 19, the word "act."

20. By adding on page 13 after line 35 the following:

"The provisions of the Iowa Business Corporation Act relating to annual license fee shall apply to professional corporations."

21. By striking from page 14, line 3, the words "now or".

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

Amend the committee on commerce amendment to Senate File 554, filed January 27, 1970, found on pages 256 and 257 of the Senate Journal, by striking lines 2 through 8, inclusive, and inserting in lieu thereof a new division as follows:

"1. Page 1, by striking lines 6 through 10, inclusive, and by renumbering the succeeding sections."

The amendment to the amendment was adopted.

On motion of Senator Griffin, the committee amendment as amended was adopted.

Senator Griffin offered the following amendment and moved its adoption:

Amend Senate File 554 as follows:

1. Page 7, line 28, by striking the parentheses and inserting commas in lieu thereof.

2. Page 12, line 3, by striking the parentheses and inserting commas in lieu thereof.

The amendment was adopted.

Senator Hill offered the following amendment and moved its adoption:

Amend Senate File 554 as follows:

1. By inserting after the word "podiatry," in line 17 the words "nurses, teachers".

The amendment lost.

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

On the question "Shall the bill pass?" (S.F. 554) the vote was:

Ayes, 50:

Anderson	Denman	Leonard	Potter
Arbuckle	Dodds	Lucken	Rabedeaux
Balloun	Erskine	McGill	Reichardt
Bass	Frommelt	Mowry	Rigler
Bortell	Gaudineer	Neu	Schaben
Briles	Gilley	Nicholson	Shaff
Brownlee	Griffin	Ollenburg	Shirley
Clarke	Hougen	O'Malley	Smith
Coleman	Klink	Orr	Sullivan
Conklin	Kyhl	Palmer	Van Gilst
Curran	Lamborn	Parker	Walsh
Davis	Lange	Potgeter	Weimer
DeKoster	Laverty		

Nays, 3:

Hill Messerly Stephens

Voting present, 1:

Glenn (under Rule 24)

Absent or not voting, 7:

DeHart Frey Kosek Thordsen
Doderer Keith Mogged

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

Senator Walsh moved that the vote by which **Senate File 554** passed the Senate be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate File 1121

On motion of Senator Laverty, Senate File 1121, a bill for an act relating to the operation of aircraft, was taken up for further consideration.

Senator Gaudineer offered the following amendment:

Amend Senate File 1121 by inserting in line 10 after the word "aircraft" the words, "or pilot error".

Senator Gaudineer asked and received unanimous consent to withdraw the amendment.

Senator Glenn offered the following amendment:

Amend Senate File 1121 by adding the following new section:

"Sec. 2. In each aircraft not operated for hire, there shall be posted adjacent to the entranceway a notice in letters at least one inch high the warning: 'Guests ride at your own risk'. Failure to post such notice shall waive the provisions of Section 1 hereof."

On motion of Senator Rigler, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President pro tempore Lange presiding.

UNFINISHED BUSINESS**Senate File 1121**

The Senate resumed consideration of Senate File 1121, and the amendment offered by Senator Glenn.

Senator Glenn moved the adoption of the amendment and requested a roll call.

On the question "Shall the amendment be adopted?" (S.F. 1121) the vote was:

Ayes 19:

Coleman	Frommelt	Mowry	Potgeter
Conklin	Gilley	Nicholson	Shirley
Denman	Glenn	O'Malley	Walsh
Dodds	Hill	Orr	Weimer
Doderer	McGill	Palmer	

Nays, 36:

Anderson	DeKoster	Laverty	Rabedeaux
Arbuckle	Erskine	Leonard	Reichardt
Balloun	Griffin	Lucken	Rigler
Bass	Hougen	Messerly	Schaben
Brownlee	Keith	Mogged	Shaff
Clarke	Klink	Neu	Smith
Curran	Kyhl	Ollenburg	Stephens
Davis	Lamborn	Parker	Sullivan
DeHart	Lange	Potter	Van Gilst

Absent or not voting, 6:

Bortell	Frey	Kosek	Thordsen
Briles	Gaudineer		

The amendment lost.

Senator Laverty offered the following amendment and moved its adoption:

Amend Senate File 1121 by striking all of the commas in lines 7 and 8.

The amendment was adopted.

Senator Anderson offered the following amendment by Senators Anderson and Gaudineer and moved its adoption:

Amend Senate File 1121 by inserting in line 6 after the word, "aircraft" the words, ", if the operator of such aircraft has complied with all applicable regulations of the federal aviation administration,".

Roll call was requested.

On the question "Shall the amendment be adopted?" (S.F. 1121) the vote was:

Ayes, 48:

Anderson	Erskine	Lucken	Potter
Balloun	Frommelt	McGill	Rabedeaux
Bortell	Gaudineer	Mogged	Reichardt
Briles	Gilley	Mowry	Rigler
Brownlee	Glenn	Neu	Schaben
Coleman	Griffin	Nicholson	Shaff
Conklin	Hill	Ollenburg	Shirley
Davis	Hougen	O'Malley	Smith
DeKoster	Kyhl	Orr	Sullivan
Denman	Lange	Palmer	Van Gilst
Dodds	Laverty	Parker	Walsh
Doderer	Leonard	Potgeter	Weimer

Nays, 10:

Arbuckle	Curran	Klink	Messerly
Bass	DeHart	Lamborn	Stephens
Clarke	Keith		

Absent or not voting, 3:

Frey	Kosek	Thordsen
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The amendment was adopted.

Senator Gaudineer asked and received unanimous consent to withdraw the amendments filed by him on January 30, 1970, and found on page 304 of the Senate Journal.

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

On the question "Shall the bill pass?" (S.F. 1121) the vote was:

Rule 24 was invoked.

Ayes, 45:

Anderson	DeKoster	Lavery	Potter
Arbuckle	Denman	Leonard	Rabedaux
Balloun	Erskine	Lucken	Reichardt
Bortell	Gilley	McGill	Rigler
Briles	Griffin	Messerly	Schaben
Brownlee	Hougen	Mogged	Shaff
Clarke	Keith	Mowry	Smith
Coleman	Klink	Nicholson	Stephens
Conklin	Kyhl	Ollenburg	Sullivan
Curran	Lamborn	Palmer	Van Gilst
Davis	Lange	Potgeter	Walsh
DeHart			

Nays, 12:

Dodds	Gaudineer	Neu	Parker
Doderer	Glenn	O'Malley	Shirley
Frommelt	Hill	Orr	Weimer

Absent or not voting, 4:

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

SENATE FILES WITHDRAWN

Senator DeKoster asked and received unanimous consent that **Senate File 332** be withdrawn from further consideration of the Senate.

Senator Rigler asked and received unanimous consent that **Senate File 126** be withdrawn from further consideration of the Senate.

MESSAGE FROM THE HOUSE

The following message was received from the House :

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

House Concurrent Resolution 108, extending to the Honorable Guy M. Gillette warmest wishes on his ninety-first birthday.

WILLIAM R. KENDRICK, Chief Clerk

ADOPTION OF HOUSE CONCURRENT RESOLUTION 108

Senator Rigler asked and received unanimous consent that the following resolution be taken up for immediate consideration:

HOUSE CONCURRENT RESOLUTION 108

By Nelson

Whereas, The Honorable Guy M. Gillette, former United States Senator, will on Tuesday, February 3, 1970, celebrate his ninety-first birthday; therefore,

Be It Resolved by the House of Representatives of the Sixty-third General Assembly, the Senate Concurring, That the General Assembly extend to the Honorable Guy M. Gillette its warmest wishes for a happy birthday, and express its gratitude for his untiring efforts as a statesman for the people of Iowa, and his continued active interests in the progress throughout the years of our state and nation.

Senator Lucken moved the adoption of the resolution.

The motion prevailed and the resolution was adopted.

MESSAGE FROM THE HOUSE

The following message was received from the House :

MR. PRESIDENT: I am directed to inform your honorable body that the House refuses to concur in the Senate amendment to:

House File 805, a bill for an act to authorize the state highway commission to pay all special assessments on land under its jurisdiction.

WILLIAM R. KENDRICK, Chief Clerk

INTRODUCTION OF BILLS

Senate File 1168, by Senators Neu, Clarke, Walsh, Doderer and Gaudineer, a bill for an act relating to the state educational radio and television facility board.

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

Senate File 1169, by Senators Neu, Clarke, Walsh, Doderer and Gaudineer, a bill for an act to authorize purchase of tax-sheltered annuities for employees of the state educational radio and television facility board.

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

Senate File 1170, by Senators McGill, Anderson, Schaben, Klink and Dodds (Priebe and Christensen), a bill for an act relating to indemnification for swine destroyed in eradication of hog cholera.

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

Senate File 1171, by committee on county government (Holden, Stromer and Gannon), a bill for an act relating to determining compensation in eminent domain proceedings.

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

Senate File 1172, by committee on county government, a bill for an act relating to the maximum property tax levy for the county general fund.

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

Senate File 1173, by Senator Curran (Lawson), a bill for an act relating to the terms of office of the architectural examining board.

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

Senate File 1174, by committee on law enforcement, a bill for an act relating to tests administered to receive a driver's license.

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

Senate File 1175, by Senator Walsh, a bill for an act relating to railway companies taxation.

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

Senate File 1176, by Senator Erskine, a bill for an act relating to prohibiting the distribution, transportation, sale and use of the chemical compound DDT.

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

Senate Joint Resolution 1006, by Senators Conklin and Schaben (Darrington and Newton), a joint resolution authorizing and directing the state executive council to proceed with negotiations to acquire the Hubbell Mansion known as Terrace Hill.

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

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate File 1013, a bill for an act relating to the registration and operation of motor vehicles.

Also: That the House has concurred in Senate amendment to and passed: House File 394, a bill for an act relating to classification of highways.

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

House Concurrent Resolution 107, requesting the Executive Council not to approve purchase of land for Western Iowa University at this time.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE CONCURRENT RESOLUTION 107

By Gannon of Jasper

Whereas, the General Assembly has previously indicated its support for the establishment of a Western Iowa University and

Whereas, the Executive Council is now faced with the decision to purchase land for such institution and,

Whereas, questions concerning the advisability of establishment of such institution continue to exist, and

Whereas, the financial condition of the State is bleak including a projected unencumbered balance at the end of this biennium of less than two million dollars and,

Whereas, there is no foreseeable appropriation for buildings for a Western Iowa University; now therefore,

Be It Resolved by the House, the Senate Concurring, That the Executive Council is hereby requested not to approve purchase of land for a Western Iowa University at this time.

Be It Further Resolved, That no land be acquired by any means for the purpose of a Western Iowa University until money has been appropriated for building or acquiring capital improvements.

BILLS REASSIGNED TO COMMITTEE

President Jepsen announced the reassignment of the following bills to committee:

S. F. 1139 Commerce

S. F. 1140 Commerce

S. F. 1159 Commerce

COMMUNICATION FROM THE SECRETARY OF THE SENATE

The final report of the State Printing Study Committee has been received and is now on file in the office of the Secretary of the Senate.

EXPLANATION OF VOTE ON HOUSE FILE 77

I moved to reconsider the vote on House File 77, because I learned from the Department of Public Safety that some of the provisions in the bill are so ambiguous as to render the law unenforceable. In addition I oppose any bill as does the Department of Public Safety which places snowmobiles on

streets or highways at the same time that they are traveled by motor vehicles.

Legislation dealing with matters of public safety should be as specific as possible so that law enforcement officials as well as the general public clearly understand the provisions of such laws.

While I was willing to support legislation allowing the use of snowmobiles on certain streets and abandoned roads closed to vehicular traffic by the appropriate supervisory authority and while I feel that in a declared emergency, said snowmobiles could be used during the period of the emergency, this bill goes far beyond and in my opinion is a serious threat to the health and safety of the snowmobile operators as well as the motoring public.

ANDREW G. FROMMELT

EXPLANATION OF VOTE

I would have voted "Aye" on Senate File 554, relating to professional corporations, had I not been called out of the chamber when the vote was taken.

WAYNE KEITH

EXPLANATION OF VOTE

I was in conference in the Governor's office regarding the Iowa Merit System when Senate File 554 was voted on. Had I been present I would have voted "Aye" on this bill.

CHARLES G. MOGGED

EXPLANATION OF VOTE

While I was absent from the Senate chamber the following votes were taken. Had I been present I would have voted "Aye": Senate File 1135, House File 452 and House File 1020.

ROBERT R. DODDS

SENATE CONCURRENT RESOLUTION 104

By Davis, Neu and Doderer

Whereas, the General Assembly has previously indicated its support for the establishment of a Western Iowa University and

Whereas, the Executive Council is now faced with the decision to purchase land for such institution and

Whereas, questions concerning the advisability of establishment of such institution continue to exist, and

Whereas, the financial condition of the state is bleak including a projected unencumbered balance at the end of this biennium of less than two million dollars and

Whereas, there is no foreseeable appropriation for buildings for a Western Iowa University; *Now, Therefore*,

Be It Resolved by the Senate, the House Concurring, That the Executive Council is hereby requested not to approve purchase of land for a Western Iowa University at this time.

Be It Further Resolved, That no land be acquired by any means for the purpose of a Western Iowa University until money has been appropriated for building or acquiring capital improvements.

AMENDMENTS FILED

1 Amend Senate File 366, page two (2), line eight (8),
2 by striking the words "schools of instruction and".

MARVIN W. SMITH

1 Amend Senate File 1025 as follows:

2 1. Page 1, line 18, by striking the words "one dollar"
3 and inserting in lieu thereof the words "ninety-three
4 cents".

5 2. Page 2, line 9, by striking the word "two" and in-
6 serting in lieu thereof the word "one".

MARVIN W. SMITH

1 Amend Senate File 1136, page 1, by inserting in line 8 after the
2 word "therein," the following words: "value of his residence
3 dwelling if appropriated, value of other improvements includ-
4 ing fence,".

CLIFTON C. LAMBORN
JAMES E. BRILES

1 Amend Senate File 1136 by striking lines 4 through 9 inclusive
2 and by inserting in lieu thereof the following:

3 "Section 1. When any real property or interest therein is
4 to be purchased, or in lieu thereof to be condemned for highway,
5 street or road purposes, the purchasing state agency, county,
6 city or town or their agent shall submit to the person,
7 corporation or entity whose property or interest therein is to
8 be taken, by ordinary mail, at least ten days prior to the date
9 of contact, a copy of the appraisal upon such real property or
10 interest therein which shall include, at least, an itemization
11 of the appraised value of the real property, any buildings thereon,
12 all other improvements including fences, severance damages and
13 loss of access."

JAMES E. BRILES
LEE H. GAUDINEER, JR.
CLIFTON C. LAMBORN

1 Amend Senate File 1149 as follows:

2 1. Page 1, by striking line 25.

3 2. Page 2, by striking lines 1 through 6, inclusive, and
4 inserting in lieu thereof the following section:

5 "Sec. 5. Section sixteen point twenty-eight (16.28), Code
6 1966, is repealed and the following enacted in lieu thereof:

7 The supreme court shall cause to be furnished without
8 charge copies of any publication containing its official
9 reports to the chambers of each judge of the district court
10 in each county and to such other persons and governmental
11 agencies as the supreme court shall direct. The reporter of
12 the supreme court shall act as sales agent for any private
13 publication containing the official reports of the supreme
14 court that are thus distributed. Any commission received by

15 the reporter acting as such sales agent shall be placed in
16 the general fund."

LUCAS J. DeKOSTER
LEE H. GAUDINEER, JR.

On motion of Senator Rigler, the Senate adjourned until 9:00
a.m., Tuesday, February 3, 1970.

JOURNAL OF THE SENATE

TWENTY-THIRD DAY

SENATE CHAMBER,
DES MOINES, IOWA, TUESDAY, FEBRUARY 3, 1970.

The Senate met in regular session, President Jepsen presiding.

Prayer was offered by the Reverend Deane Chapman, pastor of the Grandview United Methodist Church, Dubuque, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Monday, February 2, 1970, was approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Kosek for the day on request of Senator Messerly.

RESOLUTIONS ASSIGNED TO COMMITTEE

President Jepsen announced the assignment of the following resolutions to committee:

S.C.R. 104 Higher education

H.C.R. 107 Higher education

SENATE FILE 170 WITHDRAWN

Senator Hougen asked and received unanimous consent that **Senate File 170** be withdrawn from further consideration of the Senate.

HOUSE AMENDMENT CONSIDERED

Senate File 203

Senator Briles called up for consideration Senate File 203, a bill for an act relating to cancellation and nonrenewal of automobile insurance policies, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 203, as passed by the Senate and reprinted by the Senate as follows:

1. Page 4, line 8, by striking the period and inserting in lieu thereof the following: " , together with notification of the right to a hearing before the commissioner within fifteen (15) days as provided herein."

2. Page 4, line 29, by striking the period and inserting

in lieu thereof the following: " , together with notification of the right to a hearing before the commissioner within fifteen (15) days as provided herein."

3. By striking section 14.

The Senate concurred in the House amendment.

Senator Briles moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 203) the vote was:

Rule 24 was invoked.

Ayes, 56:

Anderson	Doderer	Laverty	Potgeter
Arbuckle	Erskine	Leonard	Potter
Bass	Frey	Lucken	Rabedeaux
Bortell	Frommelt	McGill	Reichardt
Briles	Gaudineer	Messerly	Rigler
Brownlee	Gilley	Mogged	Schaben
Clarke	Glenn	Mowry	Shaff
Coleman	Hill	Neu	Shirley
Conklin	Hougen	Nicholson	Smith
Curran	Keith	Ollenburg	Stephens
Davis	Klink	O'Malley	Sullivan
DeHart	Kyhl	Orr	Thordsen
DeKoster	Lamborn	Palmer	Van Gilst
Dodds	Lange	Parker	Walsh

Nays, 1:

Balloun

Voting present, 1:

Griffin (under Rule 24)

Absent or not voting, 3:

Denman Kosek Weimer

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

CONSIDERATION OF BILLS

Senate File 1100

On motion of Senator O'Malley, Senate File 1100, a bill for an act relating to condemnation commissions, was taken up and considered.

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

On the question "Shall the bill pass?" (S.F. 1100) the vote was:

Ayes, 58:

Anderson	Erskine	Leonard	Potter
Arbuckle	Frey	Lucken	Rabedeaux
Bass	Frommelt	McGill	Reichardt
Bortell	Gaudineer	Messerly	Rigler
Briles	Gilley	Mogged	Schaben
Brownlee	Glenn	Mowry	Shaff
Clarke	Griffin	Neu	Shirley
Coleman	Hill	Nicholson	Smith
Conklin	Hougen	Ollenburg	Stephens
Curran	Keith	O'Malley	Sullivan
Davis	Klink	Orr	Thordsen
DeHart	Kyhl	Palmer	Van Gilst
DeKoster	Lamborn	Parker	Walsh
Dodds	Lange	Potgeter	Weimer
Doderer	Laverty		

Nays, none.

Absent or not voting, 8:

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

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Mogged, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate File 270.

CHARLES G. MOGGED
 Chairman, Senate Committee
ELIZABETH SHAW
 Chairman, House Committee

Report adopted.

BILL SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bill: Senate File 270.

BILL SENT TO THE GOVERNOR

Senator Mogged, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 3rd day of February, 1970, sent to the Governor for his approval: Senate File 270.

CHARLES G. MOGGED, Chairman

Passed on file.

CONSIDERATION OF BILLS

Senate File 1116

On motion of Senator Griffin, Senate File 1116, a bill for an act relating to the termination of insurance agency contracts, was taken up and considered.

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

On the question "Shall the bill pass?" (S.F. 1116) the vote was:

Ayes, 56:

Anderson	Doderer	Leonard	Potter
Arbuckle	Erskine	Lucken	Rabedeaux
Bass	Frommelt	McGill	Reichardt
Bortell	Gaudineer	Messerly	Rigler
Brownlee	Gilley	Mogged	Schaben
Clarke	Glenn	Mowry	Shaff
Coleman	Griffin	Neu	Shirley
Conklin	Hougen	Nicholson	Smith
Curran	Keith	Ollenburg	Stephens
Davis	Klink	O'Malley	Sullivan
DeHart	Kyhl	Orr	Thorsen
DeKoster	Lamborn	Palmer	Van Gilst
Denman	Lange	Parker	Walsh
Dodds	Laverty	Potgeter	Weimer

Nays, 2:

Frey Hill

Absent or not voting, 3:

Balloun Briles Kosek

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

SENATE INSISTS

House File 805

Senator Kyhl called up for consideration House File 805, a bill for an act to authorize the state highway commission to pay all special assessments on land under its jurisdiction and to provide that such land be assessed in the same manner as private property, amended by the Senate, and moved that the Senate insist on its amendment.

The motion prevailed and House File 805 was referred to a conference committee.

APPOINTMENT OF CONFERENCE COMMITTEE

President Jepsen appointed the following conference committee on **House File 805**, on the part of the Senate: Senators Kyhl, chairman; O'Malley, Lamborn and Klink.

CONSIDERATION OF BILLS

Senate File 356

On motion of Senator O'Malley, Senate File 356, a bill for an act to provide that the authority for the commitment of neglected, dependent, and delinquent children shall lie with the department of social services, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator O'Malley offered the following amendment filed by Senator Kosek and moved its adoption:

Amend Senate File 356 by striking from page 2, line 4, the words "Commit the child to the" and inserting in lieu thereof the word "The".

The amendment was adopted.

President pro tempore Lange took the chair at 10:25 a.m.

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

On the question "Shall the bill pass?" (S.F. 356) the vote was:

Ayes, 45:

Anderson	Erskine	Lucken	Reichardt
Arbuckle	Frey	McGill	Rigler
Bass	Frommelt	Neu	Schaben
Briles	Gaudineer	Ollenburg	Shaff
Brownlee	Glenn	O'Malley	Shirley
Coleman	Griffin	Orr	Smith
Curran	Keith	Palmer	Stephens
Davis	Kyhl	Parker	Thordsen
DeKoster	Lange	Potgeter	Van Gilst
Denman	Laverty	Potter	Walsh
Dodds	Leonard	Rabedeaux	Weimer
Doderer			

Nays, 14:

Balloun	Gilley	Lamborn	Mowry
Bortell	Hill	Messerly	Nicholson
Conklin	Hougen	Mogged	Sullivan
DeHart	Klink		

Absent or not voting, 2:

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

SPECIAL ORDERS

Senator Rigler asked and received unanimous consent that **Senate File 1136** be made a special order of business for Friday, February 6, 1970, at 9:00 a.m.

Senator Rigler asked and received unanimous consent that **Senate File 1171** be made a special order of business for Friday, February 6, 1970, at 10:00 a.m.

CONSIDERATION OF BILLS

Senate File 1138

On motion of Senator Erskine, Senate File 1138, a bill for an act relating to the protection of nongame birds, was taken up and considered.

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

On the question "Shall the bill pass?" (S.F. 1138) the vote was:

Ayes, 60:

Anderson	Dodds	Lange	Potgeter
Arbuckle	Doderer	Laverty	Potter
Balloun	Erskine	Leonard	Rabedeaux
Bass	Frey	Lucken	Reichardt
Bortell	Frommelt	McGill	Rigler
Briles	Gaudineer	Messerly	Schaben
Brownlee	Gilley	Mogged	Shaff
Clarke	Glenn	Mowry	Shirley
Coleman	Griffin	Neu	Smith
Conklin	Hill	Nicholson	Stephens
Curran	Hougen	Ollenburg	Sullivan
Davis	Keith	O'Malley	Thordson
DeHart	Klink	Orr	Van Gilst
DeKoster	Kyhl	Palmer	Walsh
Denman	Lamborn	Parker	Weimer

Nays, none.

Absent or not voting, 1:

Kosek

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

Senate File 366

On motion of Senator Smith, Senate File 366, a bill for an act to permit counties to become associated with the Iowa State Association of Counties, with reports of committee recommending passage and without recommendation, was taken up, considered, and the reports of the committee adopted.

Senator Smith offered the following amendment and moved its adoption:

Amend Senate File 366, page two (2), line eight (8), by striking the words "schools of instruction and".

The amendment was adopted.

Senator Glenn offered the following amendment:

Amend Senate File 366 by adding to page 2, line 12, after the word "report." the following:

"No moneys appropriated from the county general fund as hereinbefore authorized shall be used for the payment of expenses in connection with the retention of a legislative representative or lobbyist."

President Jepsen took the chair at 11:15 a.m.

Senator Glenn moved the adoption of the amendment and requested a roll call.

On the question "Shall the amendment be adopted?" (S.F. 366) the vote was:

Ayes, 17:

Balloun	Frommelt	Hougen	O'Malley
Coleman	Gaudineer	Lamborn	Schaben
Conklin	Glenn	Lucken	Shirley
Dodds	Hill	Nicholson	Weimer
Doderer			

Nays, 40:

Anderson	DeKoster	Leonard	Rabedeaux
Arbuckle	Denman	McGill	Reichardt
Bass	Erskine	Mogged	Rigler
Bortell	Frey	Mowry	Shaff
Briles	Gilley	Neu	Smith
Brownlee	Griffin	Ollenburg	Stephens
Clarke	Keith	Palmer	Sullivan
Curran	Klink	Parker	Thordsen
Davis	Kyhl	Potgeter	Van Gilst
DeHart	Lange	Potter	Walsh

Voting present, 1:

Orr

Absent or not voting, 3:

Kosek	Laverty	Messerly
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The amendment lost.

Senator Glenn offered the following amendment and moved its adoption:

Amend Senate File 366 by adding to page 2, line 12, after the word "report." the following:
 "The association shall annually publish an accounting of all moneys expended in connection with expenses incurred by legislative representatives or lobbyists of said association and any salaries paid thereto."

The Chair called for a division.

The amendment was adopted.

Senator Coleman offered the following amendment and moved its adoption:

Amend Senate File 366, page 2, line 8, by inserting after the word "county" the words ", and one employee of the motor vehicle department of the treasurer's office,".

Division was called for.

The amendment lost.

Senator Messerly offered the following amendment and moved its adoption:

Amend Senate File 366, page 2, line 1, by inserting the word "assessed" after the word "county's".

The amendment was adopted.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the Speaker of the House has appointed, on the part of the House, as members of the conference committee on:

House File 805, a bill for an act relating to giving authorization to the state highway commission to pay all special assessments on land under its jurisdiction, the following Representatives: Mr. Miller of Page, chairman; Mr. Welden of Hardin, Mr. Goode of Appanoose-Davis and Mr. Dunton of Keokuk.

WILLIAM R. KENDRICK, Chief Clerk

INTRODUCTION OF BILLS

Senate File 1177, by Senator Doderer (Stokes, Corey, Strand and Dougherty), a bill for an act relating to computation of old age assistance grants.

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

Senate File 1178, by committee on transportation, a bill for an act relating to enforcement of motor vehicle laws and regulations.

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

Senate File 1179, by committee on higher education, a bill for an act relating to distribution of trademarked articles.

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

Senate File 1180, by committee on higher education, a bill for an act relating to unfair trade discrimination.

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

Senate File 1181, by committee on law enforcement, a bill for an act relating to driver license fees and their renewal.

Read first time and placed on calendar.

On motion of Senator Rigler, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President Jepsen presiding.

CONSIDERATION OF BILLS

Senate File 366

The Senate resumed consideration of Senate File 366.

Senator Smith offered the following amendment and moved its adoption:

Amend Senate File 366, page 1, line 11, by inserting after the numeral "(504A)" the words "of the Code".

The amendment was adopted.

Senator Doderer offered the following amendment by Senators Doderer and Messerly and moved its adoption:

Amend Senate File 366, page 2, by adding after line 14 a new section as follows:

Section five hundred four A point fifteen (504A.15), Code 1966, is amended by adding at the end a new paragraph as follows:

"The county board of supervisors of each county which is a member of the Iowa state association of counties, a corporation organized under this chapter, shall designate one from the board to cast the entire vote of the county on all issues in meetings of members. The vote of each county shall be weighted in proportion to the population of the county as determined by the most recent federal decennial census."

The amendment lost.

Senator Gaudineer offered the following amendment:

Amend Senate File 366, page 2, by inserting in line 1 after the word "valuation", the words ", but in no event shall the assessment for any county exceed one thousand (1,000) dollars".

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

The amendment lost.

Senator Frommelt raised a point of order under Senate Rule 31.

The Chair ruled the point well taken.

SENATE FILE 366 DEFERRED

Senator Smith asked and received unanimous consent that fur-

ther action on **Senate File 366** be deferred and that the bill be placed on the calendar under unfinished business.

CONSIDERATION OF BILLS

Senate File 512

On motion of Senator Dodds, Senate File 512, a bill for an act relating to delinquent taxes, with reports of committee recommending passage, was taken up, considered, and the reports of the committee adopted.

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

On the question "Shall the bill pass?" (S.F. 512) the vote was:

Ayes, 54:

Anderson	Doderer	Lange	Palmer
Arbuckle	Erskine	Laverty	Parker
Balloun	Frey	Leonard	Potgeter
Bass	Frommelt	Lucken	Potter
Bortell	Gaudineer	McGill	Rabedeaux
Briles	Gilley	Messerly	Reichardt
Brownlee	Glenn	Mogged	Schaben
Clarke	Griffin	Mowry	Shaff
Coleman	Hill	Neu	Shirley
Curran	Hougen	Nicholson	Stephens
Davis	Keith	Ollenburg	Van Gilst
DeHart	Klink	O'Malley	Walsh
DeKoster	Kyhl	Orr	Weimer
Dodds	Lamborn		

Nays, 2:

Rigler Sullivan

Voting present, 1:

Thordsen

Absent or not voting, 4:

Conklin Denman Kosek Smith

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

SENATE FILE 613 REFERRED TO COMMITTEE

Senator Rigler asked and received unanimous consent that **Senate File 613** be referred to the committee on **state government**.

CONSIDERATION OF BILLS

Senate File 1048

On motion of Senator Van Gilst, Senate File 1048, a bill for an act relating to township halls, with report of committee recom-

mending passage, was taken up, considered, and the report of the committee adopted.

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

On the question "Shall the bill pass?" (S.F. 1048) the vote was:

Ayes, 43:

Anderson	DeHart	Lange	Palmer
Arbuckle	DeKoster	Leonard	Potter
Balloun	Dodds	Lucken	Rabedeaux
Bortell	Erskine	McGill	Rigler
Briles	Frey	Messerly	Shaff
Brownlee	Gilley	Mogged	Stephens
Clarke	Griffin	Mowry	Thordsen
Coleman	Hougen	Neu	Van Gilst
Conklin	Keith	Ollenburg	Walsh
Curran	Kyhl	O'Malley	Weimer
Davis	Lamborn	Orr	

Nays, 9:

Frommelt	Hill	Potgeter	Shirley
Gaudineer	Nicholson	Reichardt	Sullivan
Glenn			

Absent or not voting, 9:

Bass	Klink	Laverty	Schaben
Denman	Kosek	Parker	Smith
Doderer			

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

Senate File 1108

On motion of Senator Weimer, Senate File 1108, a bill for an act to permit the superintendent of banking to charge a fee for examination of firms licensed under chapter five hundred thirty-six (536) of the Code, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Weimer offered the following committee amendment and moved its adoption:

Amend Senate File 1108 as follows:

1. Page 1, by striking lines 14 through 18, inclusive, and inserting in lieu thereof the following:

"examination fee, based on the actual cost of the operation of the small loan division of the department of banking, and the proportionate share of administrative expenses in the operation of the department of banking attributable to the small loan division as determined by the superintendent of banking. Such fee shall apply equally to all licenses and shall"

2. Page 2, by adding after line 4 the following:

"Sec. 3. Section five hundred thirty-six point twenty-two (536.22), Code 1966, is hereby amended by inserting in line seven (7) before the word 'and' the words ', examination fees,'"

The amendment was adopted.

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

On the question "Shall the bill pass?" (S.F. 1108) the vote was:

Ayes, 54:

Anderson	Frey	Lucken	Potter
Arbuckle	Frommelt	McGill	Rabedeaux
Balloun	Gaudineer	Messerly	Reichardt
Bass	Gilley	Mogged	Rigler
Bortell	Glenn	Mowry	Schaben
Briles	Griffin	Neu	Shaff
Brownlee	Hill	Nicholson	Shirley
Clarke	Hougen	Ollenburg	Stephens
Coleman	Keith	O'Malley	Sullivan
Curran	Kyhl	Orr	Thordsen
Davis	Lamborn	Palmer	Van Gilst
DeHart	Lange	Parker	Walsh
DeKoster	Laverty	Potgeter	Weimer
Dodds	Leonard		

Nays, none.

Absent or not voting, 7:

Conklin	Doderer	Klink	Smith
Denman	Erskine	Kosek	

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

MESSAGE FROM THE HOUSE

The following message was received from the House:

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

Senate File 1011, a bill for an act relating to a minimum motor vehicle registration fee.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 1011

Amend Senate File 1011 as follows:

1. Amend Senate File 1011 by adding the following new section:

"Sec. 2. Chapter one hundred ninety-seven (197), section four (4), Acts of the Sixty-third General Assembly, First Session, is hereby amended by inserting in line five (5) before the period the following:

', except that no refund shall be allowed and paid if the unused portion of the fee is less than five dollars.'"

INTRODUCTION OF BILLS

Senate File 1182, by committee on ways and means, a bill for an act relating to state personal net income tax and state business tax on corporations.

Read first time and placed on calendar.

Senate File 1183, by committee on judiciary, a bill for an act to enforce the duty to give evidence and providing for granting witnesses immunity to prosecution for crimes or public offenses concerning which they are required to testify.

Read first time and placed on calendar.

Senate File 1184, by committee on county government (Holden, Stromer and Gannon), a bill for an act relating to pipelines and the power of eminent domain exercised by pipeline companies.

Read first time and placed on calendar.

Senate File 1185, by committee on county government (Holden, Stromer and Gannon), a bill for an act relating to electric transmission lines and the power of eminent domain exercised by electric utilities.

Read first time and placed on calendar.

Senate File 1186, by Senators Klink, Balloun, Stephens, Lucken, Keith and Van Gilst (Fisher of Greene, Strothman, Kitner, Langland and Tieden), a bill for an act relating to the use of dead animals.

Read first time and passed on file.

COMMUNICATION

The following communication was presented:

OFFICE OF THE GOVERNOR
State Capitol
Des Moines, Iowa 50319

February 2, 1970

The Honorable Roger W. Jepsen
Lieutenant Governor of Iowa
Local

Dear Governor Jepsen:

On May 13, 1969, I submitted to your office for confirmation by the Iowa State Senate the name of Lester D. Menke as an appointee to the State Board of Public Instruction.

Mr. Menke was not confirmed during the first session of the Sixty-third General Assembly. I have now received a letter from Mr. Menke asking that I withdraw his name. Therefore, I do hereby withdraw from your consideration the name of Lester D. Menke.

I will soon be submitting to you another individual to fill this appointment.

Very truly yours,
ROBERT D. RAY
Governor

SENATE CONCURRENT RESOLUTION 105

By Doderer, Gaudineer, Conklin, DeKoster and Clarke

Whereas, a modern effective retirement system which constitutes a positive approach to providing deferred compensation for employees should provide an adequate standard of living for former employees commensurate with their achievements during their years of employment; and

Whereas, improvements in state and local retirement systems were enacted by the Sixty-second General Assembly and the Sixty-third General Assembly, First Session, as a result of recommendations of interim study committees established by the Sixty-first and Sixty-second General Assemblies; and

Whereas, further improvements are necessary for both state and locally-administered retirement systems to provide adequate retirement incomes; and

Whereas, it is necessary that state and local governmental agencies provide retirement systems which offer benefits comparable to the retirement systems of private industry; *Now, Therefore*,

Be It Resolved by the Senate, the House Concurring, that the legislative council is urged to create a study committee as provided by law, which committee shall include members of the appropriate standing committees of the house of representatives and the senate, to conduct during the 1970-1971 legislative interim a comprehensive study of state and local retirement systems and retirement benefits available to the public employees of Iowa.

Special emphasis shall be given by the study committee to the feasibility of the establishment of a broad variable annuity program within IPERS, and also to the establishment of a widows retirement benefit program within the judicial retirement system.

Staff assistance shall be provided by the legislative service bureau, and additional staff may be employed as deemed necessary by the legislative council.

A report of the study shall be prepared and submitted to members of the Sixty-fourth General Assembly, First Session, and shall be accompanied by legislative bill drafts designed to carry out the recommendations of the study committee.

EXPLANATION

This resolution urges the legislative council to establish a study committee to study state and local governmental employees retirement systems and submit recommendations and bill drafts to the General Assembly in 1971. It specifies that the study committee shall study the concept of allowing public employees to select a variable annuity option prior to their retirement and further specifies that the committee shall study the feasibility of establishing a widows retirement benefit program within the judicial retirement system.

BILLS ASSIGNED TO COMMITTEE

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

- S.C.R. 105 Commerce
- S.J.R.1006 Iowa development
- S. F. 1168 Higher education
- S. F. 1169 Higher education

- S. F. 1170 Agriculture
- S. F. 1173 State government
- S. F. 1175 Ways and means
- S. F. 1176 Environmental preservation
- S. F. 1177 Social services

EXPLANATION OF VOTE

This morning while I was conferring in the Governor's office concerning another bill the following bills were considered: Senate File 1100 and Senate File 1116. If I had been in the Senate chamber I would have voted "Aye" on both bills.

CHARLES F. BALLOUN

REPORTS OF COMMITTEES

Senator Stephens submitted the following reports:

MR. PRESIDENT: Your committee on agriculture, to which was referred **Senate File 1061**, a bill for an act relating to the qualifications of soil conservation district commissioners, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

RICHARD L. STEPHENS, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on agriculture, to which was referred **Senate File 1062**, a bill for an act relating to a department of soil conservation, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

RICHARD L. STEPHENS, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on agriculture, to which was referred **House File 555**, a bill for an act relating to the annual report of the state apiarist, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

RICHARD L. STEPHENS, Chairman

Ordered passed on file.

Senator Smith submitted the following report:

MR. PRESIDENT: Your committee on higher education, to which was referred **House Concurrent Resolution 107**, a concurrent resolution regarding the establishment of a Western Iowa University, begs leave to report it has had the same under consideration and recommends the same **be adopted**.

MARVIN W. SMITH, Chairman

Ordered passed on file.

Senator Kyhl submitted the following report:

MR. PRESIDENT: Your committee on law enforcement, to which was referred **Senate File 1144**, a bill for an act relating to the control and regu-

lation of drugs, begs leave to report it has had the same under consideration and recommends the same *do pass*.

VERNON H. KYHL, Chairman

Ordered passed on file.

Senator Lamborn submitted the following reports:

MR. PRESIDENT: Your committee on transportation, to which was referred **Senate File 1032**, a bill for an act relating to the primary road system, begs leave to report it has had the same under consideration and recommends the same *do pass*.

CLIFTON C. LAMBORN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on transportation, to which was referred **Senate File 1098**, a bill for an act relating to the installation of limited access diagonal highways and highway placement, begs leave to report it has had the same under consideration and recommends the same *do pass*.

CLIFTON C. LAMBORN, Chairman

Ordered passed on file.

*Voted out of committee on a unanimous vote.

AMENDMENTS FILED

- 1 Amend Senate File 866, page 2, by striking all after
- 2 the word "received" in line 6 and all of lines 7 through
- 3 14 inclusive.

ANDREW G. FROMMELT

- 1 Amend Senate File 1150, page 4, by inserting after
- 2 line 2 a new subsection as follows:
- 3 1. By striking from section five hundred fourteen (514),
- 4 line fifteen (15), the words "date of the enactment" and
- 5 inserting in lieu thereof the words "effective date".

J. DONALD WEIMER

- 1 Amend House Concurrent Resolution 107, found on page 314 of
- 2 the Senate Journal, by striking from line 7 the words "is
- 3 bleak including" and inserting in lieu thereof the word "includes".

JAMES E. BRILES

- 1 Amend House Concurrent Resolution 107, found on page 314 of
- 2 the Senate Journal, by striking lines 7, 8, and 9.

JAMES E. BRILES

- 1 Amend House File 517 as follows:
- 2 1. Page 1, by inserting in line 9 after the word "business"
- 3 the words "or any private non-profit corporation primarily
- 4 engaged in care and training of handicapped persons".
- 5 2. Page 1, by inserting in line 11 after the word "business"
- 6 the words "or in an operation primarily devoted to care and
- 7 training of handicapped persons".
- 8 3. Page 2, by adding after line 2 the following new sections:
- 9 a. Chapter three hundred thirty-nine (339), section two (2),

10 Acts of the Sixty-second General Assembly, amending section
11 four hundred nineteen point two (419.2), Code 1966, is
12 amended by inserting in line three (3) after the second
13 use of the word "projects" the words "or as the case may be
14 for trade or business projects or projects for private non-
15 profit corporations primarily engaged in care and training
16 of handicapped persons".

17 b. Chapter three hundred thirty-nine (339), section three
18 (3), Acts of the Sixty-second General Assembly, amending
19 section four hundred nineteen point eight (419.8), Code
20 1966, is amended by inserting in line four (4) after the
21 word "or" the words "for development of a trade or business
22 or a facility for the care and training of handicapped persons
23 or".

24 c. Section four hundred nineteen point ten (419.10),
25 Code 1966, is amended by inserting in line seven (7)
26 after the word "activity" the words "or trade or business
27 or educational activity or an activity relating to the
28 care and training of handicapped persons".

29 d. Section four hundred nineteen point eleven (419.11),
30 Code 1966, as amended by chapter three hundred thirty-nine
31 (339), section four (4), Acts of the Sixty-second General
32 Assembly, is further amended by inserting in line forty
33 (40) after the word "notwithstanding" the words "or any
34 private non-profit corporation primarily engaged in care
35 and training of handicapped persons".

36 e. This Act being deemed of immediate importance shall
37 be in full force and effect from and after its final
38 approval and publication in The Hawarden Independent, a
39 newspaper published at Hawarden, Iowa, and in the Bettendorf
40 News, a newspaper published at Bettendorf, Iowa.

41 4. Page 1, line 2, by inserting after the word "projects" the
42 words "and projects for care and training of handicapped persons".

LUCAS J. DeKOSTER

On motion of Senator Rigler, the Senate adjourned until 9:00
a.m., Wednesday, February 4, 1970.

JOURNAL OF THE SENATE

TWENTY-FOURTH DAY

SENATE CHAMBER,
DES MOINES, IOWA, WEDNESDAY, FEBRUARY 4, 1970.

The Senate met in regular session, President Jepsen presiding.

Prayer was offered by the Reverend Ray DeBorde, pastor of the Sioux City Baptist Church, Sioux City, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Tuesday, February 3, 1970, was approved.

VISITORS

Three hundred sixty students from Meredith Junior High School, Des Moines, Iowa, accompanied by Mr. Baugher and Mr. Falk.

Twenty members of the Iowa Town and Country Y.W.C.A., from Laurens Community High School, Laurens, Iowa, accompanied by Mrs. Max Grossnickle and Mrs. Ron Cowan.

Twenty-one members of the Iowa Town and Country Y.W.C.A., from Villisca High School, Villisca, Iowa, accompanied by Paula Jensen.

Five members of the Iowa Town and Country Y.W.C.A., from Greenfield High School, Greenfield, Iowa, accompanied by Mrs. Don Whittlesby.

Six members of the Iowa Town and Country Y.W.C.A., from Eddyville Community High School, Eddyville, Iowa, accompanied by Mrs. Dave Richardson.

Forty-six students from Clear Creek Community School, Tiffin, Iowa, accompanied by Mrs. Furda and Mr. Strobbe.

HOUSE AMENDMENT CONSIDERED

Senate File 1011

Senator DeKoster called up for consideration, Senate File 1011, a bill for an act relating to a minimum motor vehicle registration fee, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 1011 as follows:

1. Amend Senate File 1011 by adding the following new section:

"Sec. 2. Chapter one hundred ninety-seven (197), section four (4), Acts of the Sixty-third General Assembly, First Session, is hereby amended by inserting in line five (5) before the period the following:

' , except that no refund shall be allowed and paid if the unused portion of the fee is less than five dollars.' "

The Senate concurred in the House amendment.

Senator DeKoster moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1011) the vote was:

Ayes, 47:

Anderson	Dodds	Laverty	Potter
Balloun	Erksine	Leonard	Rabedeaux
Bass	Frommelt	Lucken	Reichardt
Bortell	Gilley	McGill	Rigler
Briles	Glenn	Messerly	Shaff
Brownlee	Hill	Mowry	Smith
Clarke	Keith	Neu	Stephens
Coleman	Klink	Nicholson	Sullivan
Conklin	Kosek	Ollenburg	Thordsen
Curran	Kyhl	O'Malley	Van Gilst
DeHart	Lamborn	Parker	Weimer
DeKoster	Lange	Potgeter	

Nays, none.

Voting present, 1:

Doderer

Absent or not voting, 13:

Arbuckle	Gaudineer	Mogged	Schaben
Davis	Griffin	Orr	Shirley
Denman	Hougen	Palmer	Walsh
Frey			

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

UNFINISHED BUSINESS

Senate File 366

On motion of Senator Smith, Senate File 366, a bill for an act to permit counties to become associated with the Iowa State Association of Counties, was taken up for further consideration.

Senator Smith offered the following amendment and moved its adoption:

Amend Senate File 366 as follows:

1. Page 2, by striking the sentence beginning in line 6 and ending in line 9.

2. Page 2, by striking lines 13 and 14.

The amendment was adopted.

Senator Frommelt asked and received unanimous consent to withdraw the following amendment filed by him on February 3, 1970:

Amend Senate File 366, page 2, by striking all after the word "received" in line 6 and all of lines 7 through 14 inclusive.

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

On the question "Shall the bill pass?" (S.F. 366) the vote was:

Ayes, 44:

Anderson	DeKoster	Laverty	Potgeter
Arbuckle	Denman	Lucken	Potter
Balloun	Frey	McGill	Rabedeaux
Bortell	Gilley	Messerly	Rigler
Briles	Griffin	Mogged	Schaben
Brownlee	Keith	Mowry	Shaff
Clarke	Klink	Neu	Smith
Coleman	Kosek	Nicholson	Stephens
Conklin	Kyhl	Ollenburg	Thordsen
Curran	Lamborn	O'Malley	Van Gilst
DeHart	Lange	Parker	Walsh

Nays, 14:

Bass	Glenn	Orr	Sullivan
Dodds	Hill	Palmer	Weimer
Frommelt	Hougen	Reichardt	
Gaudineer	Leonard	Shirley	

Absent or not voting, 3:

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

Senator Smith moved that the vote by which Senate File 366 passed the Senate be reconsidered and the motion to reconsider be laid on the table.

Roll call was requested.

On the question "Shall the motion to reconsider be laid on table?" (S.F. 366) the vote was:

Ayes, 36:

Bass	DeHart	Keith	Lange
Bortell	DeKoster	Klink	Laverty
Briles	Frey	Kosek	Leonard
Brownlee	Gilley	Kyhl	Lucken
Curran	Griffin	Lamborn	McGill

Mogged	Ollenburg	Rabedaux	Stephens
Mowry	Parker	Rigler	Thordsen
Neu	Potgeter	Shaff	Van Gilst
Nicholson	Potter	Smith	Walsh

Nays, 20:

Anderson	Dodds	Hill	Reichardt
Balloun	Doderer	Messerly	Schaben
Coleman	Frommelt	O'Malley	Shirley
Conklin	Gaudineer	Orr	Sullivan
Denman	Glenn	Palmer	Weimer

Absent or not voting, 5:

Arbuckle	Davis	Erskine	Hougen
Clarke			

The motion prevailed, and the motion to reconsider the vote by which **Senate File 366** passed the Senate was laid on the table.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House refuses to concur in the Senate amendment to the House amendment to:

Senate Joint Resolution 7, a joint resolution relating to the voting age of electors.

WILLIAM R. KENDRICK, Chief Clerk

**SENATE AMENDMENT TO
HOUSE AMENDMENTS CONSIDERED****Senate Joint Resolution 7**

Senator Rigler called up for consideration Senate Joint Resolution 7, a joint resolution relating to qualification of the electors and to the rights and responsibilities of a resident of this state upon reaching the age of nineteen (19) years, amended by the House, further amended by the Senate, and moved that the Senate recede from its amendment to the House amendments.

The motion prevailed and the Senate receded from its amendment.

Senator Rigler moved that the vote by which the Senate receded from its amendment be reconsidered, which motion prevailed.

Senator Rigler moved that the Senate recede from its amendment to the House amendments.

Roll call was requested.

On the question "Shall the Senate recede from its amendment?" (S.J.R. 7) the vote was:

Ayes, 38:

Anderson	DeHart	Lamborn	Parker
Arbuckle	DeKoster	Lange	Potgeter
Balloun	Frey	Laverty	Potter
Bass	Gilley	Leonard	Rabedeaux
Bortell	Griffin	Lucken	Rigler
Briles	Hougen	Mogged	Shaff
Brownlee	Keith	Mowry	Smith
Clarke	Klink	Nicholson	Stephens
Curran	Kosek	Ollenburg	Walsh
Davis	Kyhl		

Nays, 22:

Coleman	Gaudineer	O'Malley	Shirley
Conklin	Glenn	Orr	Sullivan
Denman	Hill	Palmer	Thordsen
Dodds	McGill	Reichardt	Van Gilst
Doderer	Messerly	Schaben	Weimer
Frommelt	Neu		

Absent or not voting, 1:

Erskine

The motion having received a constitutional majority was declared to have been adopted and the Senate recessed from its amendment to the House amendments.

On motion of Senator Rigler, the Senate concurred in the House amendments.

Senator Lange moved that the joint resolution as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the joint resolution was read the last time.

Senate Joint Resolution 7, a joint resolution relating to qualification of the electors and to the rights and responsibilities of a resident of this state upon reaching the age of nineteen (19) years.

Be It Resolved by the General Assembly of the State of Iowa:

Section 1. The following amendment to the Constitution of the State of Iowa is hereby proposed:

Section one (1) of Article two (II) of the Constitution of the State of Iowa as it exists on July 1, 1972, is hereby repealed and the following adopted in lieu thereof:

"Every citizen of the United States, of the age of nineteen (19) years, who shall have been a resident of this state for such period of time as shall be provided by law and of the county in which he claims his vote for such period of time as shall be provided by law, shall be entitled to vote at all elections which are now or hereafter may be authorized by law. The general assembly may provide by law for different periods of residence in order to vote

for various officers or in order to vote in various elections. The required periods of residence shall not exceed six (6) months in this state and sixty (60) days in the county. A person nineteen (19) years of age or older shall be deemed to be an adult for all purposes known to law and shall enjoy all rights and privileges and be subject to all duties and liabilities now or hereafter provided by law for persons twenty-one (21) years old. Qualifications established by this constitution for holding any public office shall not be deemed to be changed by this amendment."

Sec. 2. The foregoing amendment to the Constitution of the State of Iowa is hereby referred to the general assembly to be chosen at the next general election for members of the general assembly and the secretary of state is directed to cause the same to be published for three consecutive months previous to the date of said election as provided by law.

On the question "Shall the joint resolution be adopted and agreed to?" (S.J.R. 7) the vote was:

Rule 24 was invoked.

Yeas, 44:

Anderson	DeHart	Laverty	Reichardt
Balloun	DeKoster	Leonard	Rigler
Bass	Erskine	Mogged	Schaben
Briles	Frey	Neu	Shaff
Bortell	Gilley	Ollenburg	Shirley
Brownlee	Griffin	O'Malley	Smith
Clarke	Hougen	Palmer	Stephens
Coleman	Keith	Parker	Sullivan
Conklin	Klink	Potgeter	Thordsen
Curran	Kosek	Potter	Walsh
Davis	Lange	Rabedeaux	Weimer

Nays, 14:

Arbuckle	Frommelt	Lucken	Nicholson
Denman	Glenn	McGill	Orr
Dodds	Hill	Mowry	Van Gilst
Doderer	Kyhl		

Absent or not voting, 3:

Gaudineer	Lamborn	Messerly
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The joint resolution having received a constitutional majority was declared to have been adopted and agreed to by the Senate and the title was agreed to.

CONSIDERATION OF HOUSE CONCURRENT RESOLUTION 107

Senator Neu moved that the rules be suspended and that **House Concurrent Resolution 107** be taken up for consideration.

Roll call was requested by Senator Neu.

President pro tempore Lange took the chair at 11:05 a.m.

President Jepsen took the chair at 11:35 a.m.

On the question "Shall the rules be suspended?" (H.C.R. 107) the vote was:

Rule 24 was invoked.

Ayes, 38:

Brownlee	Gaudineer	McGill	Potgeter
Clarke	Gilley	Messerly	Potter
Coleman	Glenn	Neu	Rigler
Curran	Hill	Nicholson	Shaff
Davis	Keith	Ollenburg	Smith
DeHart	Kosek	O'Malley	Stephens
DeKoster	Kyhl	Orr	Thordsen
Dodds	Lange	Palmer	Walsh
Doderer	Leonard	Parker	Weimer
Frey	Lucken		

Nays, 22:

Anderson	Conklin	Lamborn	Reichardt
Arbuckle	Denman	Lavery	Schaben
Balloun	Erskine	Mogged	Shirley
Bass	Frommelt	Mowry	Sullivan
Bortell	Griffin	Rabedaux	Van Gilst
Briles	Klink		

Absent or not voting, 1:

Hougen

The motion lost, having failed to receive a two-thirds majority.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File 217, a bill for an act relating to the jurisdiction of a city or town.

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

House File 267, a bill for an act relating to the state mine inspector and the state mining board.

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

House File 409, a bill for an act relating to public employee credit unions.

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

House File 1060, a bill for an act providing an exemption from state income tax for active duty military service.

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

Senate File 1081, a bill for an act to change the requirement for third-party medical assistance.

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

House Concurrent Resolution 106, urging the establishment of a study committee for the purpose of investigating certain state departments.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE CONCURRENT RESOLUTION 106

By Franklin, Blouin, Voorhees, Jesse, Alt, Ewell, Koch, Anderson, Van Drie, Baker, Nolting, Lawson, Schwartz, Roorda, Perkins, McCartney, Gannon, Kennedy of Chickasaw, Huff and Pelton

Whereas, a great amount of publicity was generated by both major political parties during the last presidential campaign with reference to fair employment and the inclusion of minorities into the economic mainstream, and

Whereas, the religious and business communities of Iowa have now moved toward adopting and implementing employment practices to include ALL people into the economic mainstream of Iowa, and

Whereas, there are facts and figures that show certain departments of state government are doing little, if anything, to implement fair and equal employment opportunity, and

Whereas, state government should be a leader and example of fair and equal treatment to ALL citizens, *Now, Therefore*,

Be It Resolved by the House, the Senate Concurring, that the Legislative Council be urged to establish a study committee for the purpose of a thorough investigation of the employment practices of the Department of Public Instruction, Department of Public Safety, Employment Security Commission, Highway Department and the Board of Regents.

Be It Further Resolved, that a report of the study and specific recommendations be made to the first session of the Sixty-fourth General Assembly.

INTRODUCTION OF BILLS

Senate File 1187, by committee on higher education, a bill for an act relating to the establishment of a university in western Iowa.

Read first time and placed on calendar.

Senate File 1188, by committee on transportation (committee on transportation), a bill for an act relating to limitations on the use of the primary highway fund in constructing and maintaining interstate bridges.

Read first time and placed on calendar.

Senate File 1189, by Senator Laverty, a bill for an act to legalize and validate the special election of the Twin Cedars Community School District, in the counties of Marion and Mahaska, State of Iowa, held on May 20, 1969, on the proposition of issuing school

bonds in the sum of not to exceed \$280,000.00, for the purpose of building and furnishing an addition to the junior-senior high school building and additional parking facilities therefor.

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

Senate File 1190, by committee on conservation and recreation, a bill for an act relating to the motor fuel tax.

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

Senate File 1191, by Senator Denman, a bill for an act relating to an open season on mourning doves.

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

HOUSE MESSAGES CONSIDERED

House File 217, a bill for an act relating to the jurisdiction of a city or town.

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

House File 267, a bill for an act relating to the state mine inspector and the state mining board.

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

House File 409, a bill for an act relating to public employee credit unions.

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

House File 1060, a bill for an act providing an exemption from state income tax for active duty military service.

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

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Mogged, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate File 1013.

CHARLES G. MOGGED
Chairman, Senate Committee
ELIZABETH SHAW
Chairman, House Committee

Report adopted.

BILL SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bill: Senate File 1013.

BILL SENT TO THE GOVERNOR

Senator Mogged, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 4th day of February, 1970, sent to the Governor for his approval: Senate File 1013.

CHARLES G. MOGGED, Chairman

Passed on file.

On motion of Senator Rigler, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Jepsen presiding.

CONSIDERATION OF BILLS

Senate File 1143

On motion of Senator Stephens, Senate File 1143, a bill for an act relating to medical assistance, was taken up and considered.

Senator Rigler offered the following amendment and moved its adoption:

Amend Senate File 1143 as follows:

1. Line 10, by striking the words "at least".
2. Line 13, by striking the words "at the time" and inserting in lieu thereof the words "during the month".
3. Line 14, by inserting after the word "a" the word "monthly".

The amendment was adopted.

SENATE FILE 1143 DEFERRED

Senator Palmer asked and received unanimous consent that further action on **Senate File 1143** be deferred and that the bill be placed on the calendar under unfinished business.

Senator Rigler asked and received unanimous consent to take up for consideration Senate File 1182.

Senate File 1182

On motion of Senator Hougen, Senate File 1182, a bill for an act relating to state personal net income tax and state business tax on corporations, was taken up and considered.

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

On the question "Shall the bill pass?" (S.F. 1182) the vote was:

Ayes, 57:

Anderson	Erskine	Lange	Potgeter
Arbuckle	Frey	Laverty	Potter
Balloun	Frommelt	Leonard	Reichardt
Bass	Gaudineer	Lucken	Rigler
Bortell	Gilley	McGill	Schaben
Briles	Glenn	Messerly	Shaff
Brownlee	Griffin	Mogged	Shirley
Clarke	Hill	Mowry	Smith
Coleman	Hougen	Neu	Stephens
Conklin	Keith	Nicholson	Sullivan
Curran	Klink	Ollenburg	Thordsen
Davis	Kosek	O'Malley	Van Gilst
DeHart	Kyhl	Palmer	Walsh
DeKoster	Lamborn	Parker	Weimer
Dodds			

Nays, none.**Absent or not voting, 4:**

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

SENATE FILE 1093 WITHDRAWN

Senator Potgeter asked and received unanimous consent that **Senate File 1093** be withdrawn from further consideration of the Senate.

COMMUNICATION

The following communication was presented:

OFFICE OF THE GOVERNOR
State Capitol
Des Moines, Iowa 50819

February 4, 1970

The Honorable Roger W. Jepsen
Lieutenant Governor of Iowa
State Capitol
Local

Dear Governor Jepsen:

It is my pleasure to submit to the Senate for their consideration the name of T. J. Heronimus of Grundy Center, Grundy County, Iowa, for appointment as a member of the Board of Public Instruction under the provision of section 257.1 of the Code of Iowa, 1966, for the regular six-year term ending January 2, 1976.

Sincerely,
ROBERT D. RAY
Governor

**ANNOUNCEMENT OF INVESTIGATING COMMITTEE
ON GOVERNOR'S APPOINTMENT**

President Jepsen, in accordance with section 2.40, Code 1966,

announced the appointment of the following Senators to the investigating committee on T. J. Heronimus:

Senator Potgeter, Chairman
 Senator Kyhl
 Senator Messerly
 Senator Mowry
 Senator McGill

CONSIDERATION OF BILLS

Senate File 568

On motion of Senator Laverty, Senate File 568, a bill for an act to provide for establishment of benefited street lighting districts in unincorporated areas, with reports of committee recommending passage, was taken up, considered, and the reports of the committee adopted.

SENATE FILE 568 DEFERRED

Senator Gaudineer asked and received unanimous consent that further action on **Senate File 568** be deferred and that the bill be placed on the calendar under unfinished business.

CONSIDERATION OF BILLS

Senate File 1117

On motion of Senator Mowry, Senate File 1117, a bill for an act relating to federal tax lien registration, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

On the question "Shall the bill pass?" (S.F. 1117) the vote was:

Ayes, 58:

Anderson	Doderer	Laverty	Potgeter
Arbuckle	Erskine	Leonard	Potter
Balloun	Frey	Lucken	Rabedeaux
Bass	Frommelt	McGill	Rigler
Bortell	Gaudineer	Messerly	Schaben
Briles	Gilley	Mogged	Shaff
Brownlee	Glenn	Mowry	Shirley
Clarke	Griffin	Neu	Smith
Coleman	Hougen	Nicholson	Stephens
Conklin	Keith	Ollenburg	Sullivan
Curran	Klink	O'Malley	Thordsen
DeHart	Kosek	Orr	Van Gilst
DeKoster	Kyhl	Palmer	Walsh
Denman	Lamborn	Parker	Weimer
Dodds	Lange		

Nays, none.

Absent or not voting, 3:

Davis Hill Reichardt

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

Senate File 1120

On motion of Senator Bass, Senate File 1120, a bill for an act relating to the conveyance of land in Page County, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

On the question "Shall the bill pass?" (S.F. 1120) the vote was:

Ayes, 57:

Anderson	Doderer	Lamborn	Potgeter
Arbuckle	Erskine	Lange	Potter
Balloun	Frey	Laverty	Rabedeaux
Bass	Frommelt	Leonard	Rigler
Bortell	Gaudineer	Lucken	Schaben
Briles	Gilley	McGill	Shaff
Brownlee	Glenn	Messerly	Shirley
Clarke	Griffin	Mogged	Smith
Coleman	Hill	Mowry	Stephens
Conklin	Hougen	Neu	Sullivan
Curran	Keith	Nicholson	Thordsen
DeHart	Klink	Ollenburg	Van Gilst
DeKoster	Kosek	Palmer	Walsh
Denman	Kyhl	Parker	Weimer
Dodds			

Nays, none.**Absent or not voting, 4:**

Davis O'Malley Orr Reichardt

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

Senate File 1148

On motion of Senator DeKoster, Senate File 1148, a bill for an act relating to legalizing acts, was taken up and considered.

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

On the question "Shall the bill pass?" (S.F. 1148) the vote was:

Ayes, 59:

Anderson	Bass	Brownlee	Conklin
Arbuckle	Bortell	Clarke	Curran
Balloun	Briles	Coleman	Davis

DeHart	Hill	Messerly	Rigler
DeKoster	Hougen	Mogged	Schaben
Denman	Keith	Mowry	Shaff
Dodds	Klink	Neu	Shirley
Doderer	Kosek	Ollenburg	Smith
Erskine	Kyhl	Orr	Stephens
Frey	Lamborn	Palmer	Sullivan
Frommelt	Lange	Parker	Thordsen
Gaudineer	Laverty	Potgeter	Van Gilst
Gilley	Leonard	Potter	Walsh
Glenn	Lucken	Rabedeaux	Weimer
Griffin	McGill	Reichardt	

Nays, none.

Absent or not voting, 2:

Nicholson O'Malley

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

Senate File 1150

On motion of Senator Weimer, Senate File 1150, a bill for an act relating to technical corrections required by passage of the Iowa Banking Act of 1969, was taken up and considered.

Senator Weimer offered the following amendment and moved its adoption:

Amend Senate File 1150, page 4, by inserting after line 2 a new subsection as follows:

19. By striking from section five hundred fourteen (514), line fifteen (15), the words "date of the enactment" and inserting in lieu thereof the words "effective date".

The amendment was adopted.

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

On the question "Shall the bill pass?" (S.F. 1150) the vote was:

Ayes, 56:

Anderson	Doderer	Lamborn	Potgeter
Arbuckle	Erskine	Lange	Potter
Balloun	Frey	Laverty	Rabedeaux
Bass	Frommelt	Leonard	Reichardt
Bortell	Gaudineer	Lucken	Rigler
Briles	Gilley	McGill	Schaben
Brownlee	Glenn	Messerly	Shaff
Clarke	Griffin	Mogged	Smith
Conklin	Hill	Mowry	Stephens
Curran	Hougen	Neu	Sullivan
Davis	Keith	O'Malley	Thordsen
DeHart	Klink	Orr	Van Gilst
DeKoster	Kosek	Palmer	Walsh
Dodds	Kyhl	Parker	Weimer

Nays, none.

Absent or not voting, 5:

Coleman
Denman

Nicholson

Ollenburg

Shirley

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

Senate File 1149

On motion of Senator Mowry, Senate File 1149, a bill for an act relating to publication of the opinions of the supreme court, was taken up and considered.

Senator DeKoster offered the following amendment filed by Senators DeKoster and Gaudineer:

Amend Senate File 1149 as follows:

1. Page 1, by striking line 25.

2. Page 2, by striking lines 1 through 6, inclusive, and inserting in lieu thereof the following section:

"Sec. 5. Section sixteen point twenty-eight (16.28), Code 1966, is repealed and the following enacted in lieu thereof:

The supreme court shall cause to be furnished without charge copies of any publication containing its official reports to the chambers of each judge of the district court in each county and to such other persons and governmental agencies as the supreme court shall direct. The reporter of the supreme court shall act as sales agent for any private publication containing the official reports of the supreme court that are thus distributed. Any commission received by the reporter acting as such sales agent shall be placed in the general fund."

Senator Messerly offered the following amendment to the amendment by Senators Messerly and Balloun:

Amend the DeKoster-Gaudineer amendment to Senate File 1149, filed February 2, 1970, by striking from line 10 the words "persons and".

On motion of Senator Messerly, the amendment to the amendment was adopted.

On motion of Senator DeKoster, the amendment as amended was adopted.

Senator Gaudineer offered the following amendment and moved its adoption:

Amend Senate File 1149, page 2, by adding after line 12 a new section:

"This Act being deemed of immediate importance shall be in full force and effect from and after its final approval and publication in the Lee Town News, a newspaper published at Des Moines, Iowa, and in The Sioux Center News, a newspaper published at Sioux Center, Iowa."

The amendment was adopted.

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

On the question "Shall the bill pass?" (S.F. 1149) the vote was:

Ayes, 53:

Anderson	Doderer	Lamborn	Potgeter
Arbuckle	Erskine	Lange	Potter
Balloun	Frey	Laverty	Rabedaux
Bass	Frommelt	Leonard	Reichardt
Bortell	Gaudineer	Lucken	Rigler
Briles	Gilley	McGill	Schaben
Brownlee	Glenn	Messerly	Smith
Clarke	Griffin	Mogged	Stephens
Conklin	Hill	Mowry	Sullivan
Curran	Keith	Neu	Thordsen
Davis	Klink	Orr	Van Gilst
DeHart	Kosek	Palmer	Walsh
DeKoster	Kyhl	Parker	Weimer
Dodds			

Nays, none.

Absent or not voting, 8:

Coleman	Hougen	Ollenburg	Shaff
Denman	Nicholson	O'Malley	Shirley

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

Senate File 1152

On motion of Senator Kyhl, Senate File 1152, a bill for an act relating to copies of an enforcement officer's report of a motor vehicle accident, was taken up and considered.

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

On the question "Shall the bill pass?" (S.F. 1152) the vote was:

Ayes, 55:

Anderson	Dodds	Lamborn	Potter
Arbuckle	Doderer	Lange	Rabedaux
Balloun	Erskine	Laverty	Reichardt
Bass	Frey	Leonard	Rigler
Bortell	Frommelt	Lucken	Schaben
Briles	Gaudineer	McGill	Shaff
Brownlee	Gilley	Messerly	Smith
Clarke	Glenn	Mogged	Stephens
Coleman	Griffin	Mowry	Sullivan
Conklin	Hill	Neu	Thordsen
Curran	Keith	Orr	Van Gilst
Davis	Klink	Palmer	Walsh
DeHart	Kosek	Parker	Weimer
DeKoster	Kyhl	Potgeter	

Nays, none.

Absent or not voting, 6:

Denman	Nicholson	O'Malley	Shirley
Hougen	Ollenburg		

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

Senate File 1153

On motion of Senator Kyhl, Senate File 1153, a bill for an act relating to certifying copies of the driving record of persons subject to the motor vehicle financial responsibility law, was taken up and considered.

Senator Griffin moved that further action on Senate File 1153 be deferred and that the bill be placed on the calendar under unfinished business.

Roll call was requested.

On the question "Shall the motion to defer be adopted?" (S.F. 1153) the vote was:

Ayes, 23:

Anderson	Glenn	Leonard	Orr
Coleman	Griffin	Lucken	Palmer
DeKoster	Hill	Messerly	Parker
Dodds	Keith	Mogged	Stephens
Frommelt	Klink	Mowry	Weimer
Gaudineer	Kosek	Nicholson	

Nays, 29:

Balloun	DeHart	Laverty	Rigler
Bass	Erskine	McGill	Schaben
Bortell	Frey	Neu	Smith
Brownlee	Gilley	Ollenburg	Sullivan
Clarke	Kyhl	Potgeter	Thorsen
Conklin	Lamborn	Potter	Van Gilst
Curran	Lange	Rabedaux	Walsh
Davis			

Absent or not voting, 9:

Arbuckle	Doderer	O'Malley	Shaff
Briles	Hougen	Reichardt	Shirley
Denman			

The motion lost.

SENATE FILE 1153 DEFERRED

Senator Griffin asked and received unanimous consent that further action on **Senate File 1153** be deferred and that the bill be placed on the calendar under unfinished business.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File 1004, a bill for an act relating to hunting from aircraft or snowmobiles.

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

House File 1111, a bill for an act relating to the composition of representative districts located within Clinton County.

Also: The the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1108, a bill for an act to permit the superintendent of banking to charge a fee for examination of firms licensed under chapter 536 of the Code.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE MESSAGES CONSIDERED

House File 1004, a bill for an act relating to hunting from aircraft or snowmobiles.

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

House File 1111, a bill for an act relating to the composition of representative districts located within Clinton county.

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

INTRODUCTION OF BILLS

Senate File 1192, by Senator Parker (Kitner), a bill for an act relating to the licensing of dogs and their immunization against rabies.

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

Senate File 1193, by committee on law enforcement, a bill for an act relating to the issuance of motor vehicle operators' and chauffeurs' licenses.

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

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on February 2, 1970, he approved and transmitted to the Secretary of State the following bills:

S. F. 124—Relating to court-appointed counsel and public defenders.

S. F. 1005—Relating to time of trial for persons held for a public offense.

- S. F. 1007**—Relating to a temporary initial assessment against all public utilities to provide a fund for implementation of the Public Utilities Regulation Law.
- S. F. 1012**—Relating to drainage laws.
- S. F. 1015**—Relating to an obsolete reference to the state tax commission.
- S. F. 1016**—Relating to obsolete provisions in the law relating to county expenditures.
- H. F. 129**—Relating to admission of widows and wives of members to Iowa Soldiers Home.
- H. F. 807**—Relating to the emergency repair, restoration, or reconstruction of highways.

BILLS ASSIGNED TO COMMITTEE

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

- S. F. 1186** Agriculture
- S. F. 1189** Judiciary
- S. F. 1190** Appropriations
- S. F. 1191** Conservation and recreation
- S. F. 1192** Law enforcement
- H. F. 217** Cities and towns
- H. F. 267** State government
- H. F. 409** State government
- H. F. 1004** Conservation and recreation
- H. F. 1060** Ways and means
- H. F. 1111** Constitutional amendments and reapportionment

MOTIONS TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which the Neu motion to suspend the rules to take up House Concurrent Resolution 107 failed to pass the Senate.

ANDREW G. FROMMELT

MR. PRESIDENT: I move to reconsider the vote by which Senate File 1152 passed the Senate.

C. JOSEPH COLEMAN

COMMUNICATION FROM SECRETARY OF STATE

February 3, 1970

Mr. Carroll Lane
Secretary of the Senate
State Capitol Building
Des Moines, Iowa 50319

I hereby certify that Senate File 1059, was published in the Adams County Free Press, Corning, Iowa, January 29, 1970, and in the Creston News-Advertiser, Creston, Iowa, January 28, 1970.

Respectfully submitted,
MELVIN D. SYNHORST
Secretary of State

SENATE CONCURRENT RESOLUTION 106

By Doderer and Balloun

Whereas, the penal and correctional system of Iowa must not only protect society, but must also rehabilitate the inmate; and

Whereas, unsatisfactory inspection ratings have been given to many county jails by state inspectors; and

Whereas, although there are 2,300 county jail beds in Iowa, the average daily census of inmates in county jails is less than 600; and

Whereas, the inmate populations at the men's reformatory, the women's reformatory and the state penitentiary have been declining in recent years; and

Whereas, the average daily inmate population at the boys training school remained relatively constant from 1963 to 1968; and

Whereas, plans for the construction of a new minimum security facility near Anamosa have been postponed; *Now, Therefore*,

Be It Resolved by the Senate, the House Concurring, That the legislative council is urged to create a study committee, as provided by law, which committee shall include members of the appropriate standing committees of the house of representatives and the senate, to conduct during the 1970-1971 legislative interim a comprehensive study of the penal and correctional system in Iowa. The study shall include, but not be limited to, present programs and facilities at the state penitentiary, and the men's and women's reformatories; the feasibility of the establishment of regional correctional facilities; present and future rehabilitation theories; assignments of inmates; and the programs and facilities which should be developed for treatment of juvenile offenders.

Be It Further Resolved, That the study committee shall include nonlegislative members having special knowledge in the fields of penal and correctional facilities and rehabilitation facilities and programs.

Be It Further Resolved, That a report of the study shall be prepared and submitted to members of the Sixty-fourth General Assembly, First Session, and shall be accompanied by legislative bill drafts designed to carry out the recommendations of the committee.

REPORTS OF COMMITTEES

Senator Balloun submitted the following reports:

MR. PRESIDENT: Your committee on conservation and recreation, to which was referred **Senate File 464**, a bill for an act relating to the deliberate littering of public property, and providing an appropriate penalty therefor, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

CHARLES F. BALLOUN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on conservation and recreation, to which was referred **Senate File 1085**, a bill for an act relating to the use of traps, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

CHARLES F. BALLOUN, Chairman

Ordered passed on file.

Senator Kosek submitted the following reports:

MR. PRESIDENT: Your committee on social services, to which was referred **Senate File 478**, a bill for an act relating to the enforcement of obligations to support persons receiving public assistance, the appointment of a conservator for a person receiving public assistance, the protection of the public interest in the proper support of minor children of etc., begs leave to report it has had the same under consideration and recommends the same **do pass**.*

ERNEST KOSEK, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on social services, to which was referred **House File 282**, a bill for an act to insert in the Code the full text of the interstate compact on mental health, to which Iowa is presently a party state, recommends the same **do pass**.*

ERNEST KOSEK, Chairman

Ordered passed on file.

*Voted out of committee by unanimous vote.

AMENDMENTS FILED

- 1 Amend Senate Joint Resolution 1005, page 2, lines 21
- 2 and 22, by striking the words and figures "four million
- 3 (4,000,000) dollars" and inserting in lieu thereof the
- 4 words and figures "not more than four million (4,000,000)
- 5 dollars over a period of three years".

LUCAS J. DeKOSTER

- 1 Amend Senate File 568 as follows:
- 2 1. By inserting in line 6, page 1, after the word,
- 3 "district" the words, "if the assessed valuation of the
- 4 property owned by the petitioners represents at least twenty-
- 5 five percent of the total assessed value of the proposed
- 6 district".
- 7 2. By inserting in line 21, page 1, after the period (.),
- 8 the following new sentence: "However, such district shall
- 9 contain only such area wherein the benefits derived from such
- 10 street lighting shall be ratably spread between those people
- 11 and families to be served."

CHARLES O. LAVERTY
JAMES A. POTGETER
LEE H. GAUDINEER, JR.

- 1 Amend Senate File 1085, page 1, by striking lines 6, 7
- 2 and 8 and inserting in lieu thereof the following:
- 3 "Traps, with a jaw spread in excess of six inches,
- 4 designed to kill or choke any animal shall be prohibited
- 5 unless such trap is submerged in water when set."

A. J. ERSKINE

- 1 Amend Senate File 1157 as follows:
- 2 1. Page 1, line 15, by striking the words
- 3 "motor vehicle" and inserting the word
- 4 "property".

5 2. Page 1, line 16, by striking the words
6 "riding in a motor vehicle".

LESLIE C. KLINK

1 Amend Senate File 1164, page 2, by inserting in line
2 6 after the word "institution" the words "within or without
3 this state".

JOHN M. WALSH

1 Amend Senate File 1171 as follows:

2 1. Page 1, line 16, by striking the words "Except as other-
3 wise provided, the" and inserting in lieu thereof the word
4 "The".

5 2. Page 2, by striking lines 7 through 22, inclusive, and
6 inserting in lieu thereof the words "Code 1966, is hereby
7 repealed."

ROGER J. SHAFF
HUGH H. CLARKE

1 Amend Senate File 1171 by adding after page 3, line
2 9, the following section:
3 Section four hundred seventy-two point three (472.3),
4 Code 1966, is hereby amended by striking from line three
5 (3) the word "sheriff" and inserting in lieu thereof the
6 words "chief judge of the district court".

JAMES E. BRILES

1 Amend Senate File 1171, page 3, by adding the
2 following section after line 9:
3 This Act being deemed of immediate importance shall
4 be in full force and effect from and after its final
5 approval and publication in the Belmond Independent,
6 a newspaper published at Belmond, Iowa, and The DeWitt
7 Observer, a newspaper published at DeWitt, Iowa.

HUGH H. CLARKE
ROGER J. SHAFF

1 Amend Senate File 1187, page 1, line 7, by inserting
2 after the word "Assembly" the following words "until
3 any existing institution under the jurisdiction of the
4 state board of regents reaches a total student enrollment
5 of twenty-two thousand".

GLEN E. BORTELL
QUENTIN V. ANDERSON
JAMES BRILES

1 Amend Senate File 1187, page 1, by striking lines
2 17 through 22, inclusive.

GLEN E. BORTELL
JAMES BRILES

1 Amend Senate File 1187 on page 1, by striking lines 17
2 through 22 and inserting in lieu thereof the following:
3 Sec. 3. This Act being deemed of immediate importance
4 shall be in full force and effect from and after its
5 publication in The Auburn Enterprise, a newspaper published at

6 Auburn, Iowa, and The Denison Review, a newspaper published at
7 Denison, Iowa.

ELMER F. LANGE

1 Amend the DeKoster amendment to House File 517, filed
2 February 3, 1970, found on pages 333 and 334 of the
3 Senate Journal, by striking lines 29 through 35, inclusive,
4 and inserting in lieu thereof the following:
5 d. Chapter three hundred thirty-nine (339), section
6 four (4), Acts of the Sixty-second General Assembly,
7 amending section four hundred nineteen point eleven (419.11),
8 Code 1966, is amended by inserting in line six (6) after the
9 word "university" the following words "or any private non-
10 profit corporation primarily engaged in care and training
11 of handicapped persons".

LUCAS J. DeKOSTER

On motion of Senator Rigler, the Senate adjourned until 9:00
a.m., Thursday, February 5, 1970.

JOURNAL OF THE SENATE

TWENTY-FIFTH DAY

SENATE CHAMBER,
DES MOINES, IOWA, THURSDAY, FEBRUARY 5, 1970.

The Senate met in regular session, President pro tempore Lange presiding.

Prayer was offered by the Reverend Wauneita McConnell, pastor of the United Methodist Church, Russell, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Wednesday, February 4, 1970, was approved.

PETITIONS

The following petitions were presented and placed on file:

By Senator Curran, from eighty-eight residents of Cerro Gordo County opposing any increase in state income taxes.

By Senator Reichardt, from thirty-one residents of Polk County favoring Sunday closing for all businesses.

By Senator Keith, from sixty-nine residents of Kossuth County favoring election by popular vote of the State Superintendent of Public Instruction and members of the State Board of Public Instruction.

By Senator Van Gilst, from eighty-five residents of Mahaska County opposing the increase of school tax on mobile homes.

By Senator McGill, from fourteen residents of Lucas County favoring legislation to make it unlawful for any liquid fertilizer plant to locate within a specified distance of any residential dwelling.

VISITORS

Fifty students from Saylor Center Elementary School, Des Moines, Iowa, accompanied by Miss Chew and Mrs. Pittman.

UNFINISHED BUSINESS

Senate File 1143

On motion of Senator Stephens, Senate File 1143, a bill for an

act relating to medical assistance, was taken up for further consideration.

Senator Rigler offered the following amendment filed by Senators Rigler, et al., and moved its adoption:

Amend Senate File 1143, page 1, by striking lines 8 through 19, inclusive, and inserting in lieu thereof the following:

"Shall require that all licensed practitioners of the healing arts who provide care or treatment, and all persons who in the course of their business or professional pursuits provide medicine, drugs, or other health care supplies or appliances to any recipient shall furnish an itemized monthly statement for such services or goods to the recipient and to the county board where the recipient resides."

The amendment was adopted.

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

On the question "Shall the bill pass?" (S.F. 1143) the vote was:

Ayes, 46:

Anderson	Denman	Kyhl	Parker
Balloun	Dodds	Lamborn	Potgeter
Bass	Doderer	Laverty	Potter
Bortell	Erskine	Leonard	Rabedeaux
Briles	Frommelt	McGill	Rigler
Brownlee	Gaudineer	Messerly	Shirley
Clarke	Gilley	Neu	Smith
Coleman	Glenn	Nicholson	Stephens
Curran	Griffin	Ollenburg	Thordsen
Davis	Hill	O'Malley	Van Gilst
DeHart	Klink	Orr	Walsh
DeKoster	Kosek		

Nays, 5:

Conklin	Mogged	Mowry	Sullivan
Lange			

Absent or not voting, 10:

Arbuckle	Keith	Reichardt	Shaff
Frey	Lucken	Schaben	Weimer
Hougen	Palmer		

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

Senator Stephens moved that the vote by which **Senate File 1143** passed the Senate be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate File 568

On motion of Senator Laverty, Senate File 568, a bill for an act

to provide for establishment of benefited street lighting districts in unincorporated areas, was taken up for further consideration.

Senator Laverty offered the following amendment filed by Senators Laverty, et al., and moved its adoption:

Amend Senate File 568 as follows:

1. By inserting in line 6, page 1, after the word, "district" the words, "if the assessed valuation of the property owned by the petitioners represents at least twenty-five percent of the total assessed value of the proposed district".

2. By inserting in line 21, page 1, after the period (.), the following new sentence: "However, such district shall contain only such area wherein the benefits derived from such street lighting shall be ratably spread between those people and families to be served."

The amendment was adopted.

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

On the question "Shall the bill pass?" (S.F. 568) the vote was:

Ayes, 53:

Anderson	Dodds	Lange	Potgeter
Arbuckle	Erskine	Laverty	Potter
Balloun	Frommelt	Leonard	Rabedeaux
Bass	Gaudineer	McGill	Reichardt
Bortell	Gilley	Messerly	Rigler
Briles	Glenn	Mogged	Shirley
Brownlee	Griffin	Mowry	Smith
Clarke	Hill	Neu	Stephens
Coleman	Keith	Nicholson	Sullivan
Conklin	Klink	Ollenburg	Thordsen
Curran	Kosek	O'Malley	Van Gilst
DeHart	Kyhl	Orr	Walsh
DeKoster	Lamborn	Parker	Weimer
Denman			

Nays, none.

Absent or not voting, 8:

Davis	Frey	Lucken	Schaben
Doderer	Hougen	Palmer	Shaff

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

Senate File 1153

On motion of Senator Kyhl, Senate File 1153, a bill for an act relating to certifying copies of the driving record of persons subject to the motor vehicle financial responsibility law, was taken up for further consideration.

Senator Griffin offered the following amendment filed by Senators Griffin and Kosek and moved its adoption:

Amend Senate File 1153, page 1, by inserting in line 10 after the word "abstract" the words ", but not to exceed two dollars,".

Division was called for.

The amendment lost.

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

On the question "Shall the bill pass?" (S.F. 1153) the vote was:

Ayes, 50:

Anderson	Erskine	Laverty	Rabedeaux
Arbuckle	Frommelt	Leonard	Reichardt
Balloun	Gaudineer	McGill	Rigler
Bass	Gilley	Messerly	Schaben
Bortell	Glenn	Mogged	Shirley
Briles	Griffin	Mowry	Smith
Brownlee	Hill	Neu	Stephens
Clarke	Keith	Nicholson	Sullivan
Conklin	Klink	Ollenburg	Thordsen
Curran	Kosek	Parker	Van Gilst
Davis	Kyhl	Potgeter	Walsh
DeHart	Lamborn	Potter	Weimer
Doderer	Lange		

Nays, 5:

Coleman	Dodds	O'Malley	Palmer
DeKoster			

Voting present, 1:

Hougen

Absent or not voting, 5:

Denman	Lucken	Orr	Shaff
Frey			

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

MOTION TO RECONSIDER WITHDRAWN

Senator Coleman asked and received unanimous consent to withdraw the motion to reconsider the vote by which **Senate File 1152** passed the Senate, filed by him on February 4, 1970.

CONSIDERATION OF BILLS

Senate File 1156

On motion of Senator Neu, Senate File 1156, a bill for an act relating to the investment of funds belonging to state board of regents institutions, was taken up and considered.

Senator Rigler offered the following amendment and moved its adoption:

Amend Senate File 1156, page 1, by striking lines 10 and 11 and inserting in lieu thereof the following:
"of the United States."

President Jepsen took the chair at 10:20 a.m.

The amendment lost.

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

On the question "Shall the bill pass?" (S.F. 1156) the vote was:

Ayes, 57:

Anderson	Dodds	Lamborn	Potter
Arbuckle	Doderer	Lange	Rabedeaux
Balloun	Erskine	Laverty	Reichardt
Bass	Frey	Leonard	Rigler
Bortell	Frommelt	McGill	Schaben
Briles	Gaudineer	Messerly	Shaff
Brownlee	Gilley	Mogged	Shirley
Clarke	Glenn	Neu	Smith
Coleman	Griffin	Nicholson	Stephens
Conklin	Hill	Ollenburg	Sullivan
Curran	Keith	O'Malley	Thordsen
Davis	Klink	Palmer	Van Gilst
DeHart	Kosek	Parker	Walsh
DeKoster	Kyhl	Potgeter	Weimer
Denman			

Nays, none.

Absent or not voting, 4:

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

House File 221

On motion of Senator Weimer, House File 221, a bill for an act relating to fire and casualty insurance companies, with reports of committee recommending passage, was taken up, considered, and the reports of the committee adopted.

Senator Griffin asked and received unanimous consent to withdraw the amendment filed by him on May 7, 1969, and found on page 1467 of the 1969 Senate Journal.

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

On the question "Shall the bill pass?" (H.F. 221) the vote was:

Ayes, 53:

Anderson	Dodds	Lavery	Rabedeaux
Arbuckle	Doderer	Leonard	Reichardt
Balloun	Frey	McGill	Rigler
Bass	Frommelt	Mogged	Schaben
Bortell	Gaudineer	Mowry	Shaff
Briles	Gilley	Neu	Shirley
Brownlee	Glenn	Nicholson	Smith
Clarke	Griffin	Ollenburg	Stephens
Coleman	Klink	O'Malley	Sullivan
Conklin	Kosek	Palmer	Thordsen
Curran	Kyhl	Parker	Van Gilst
Davis	Lamborn	Potgeter	Walsh
DeHart	Lange	Potter	Weimer
Denman			

Nays, 3:

Erskine	Hill	Messerly
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Absent or not voting, 5:

DeKoster	Keith	Lucken	Orr
Hougen			

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

House File 760

On motion of Senator Griffin, House File 760, a bill for an act relating to annual registration decal or sticker fees for motor carriers in interstate commerce, with report of committee recommending passage, and report of committee recommending amendment and passage, was taken up, considered, and the reports of the committee adopted.

Senator Griffin offered the following committee amendment and moved its adoption:

Amend House File 760, page 1, by inserting after line 6 the following new section:

This Act being deemed of immediate importance shall take effect and be in full force from and after its final approval and publication in the Council Bluffs Nonpareil, a newspaper published in Council Bluffs, Iowa, and in the Times-Democrat, a newspaper published in Davenport, Iowa.

The amendment was adopted.

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

On the question "Shall the bill pass?" (H.F. 760) the vote was:

Ayes, 57:

Anderson	Briles	Clarke	Davis
Arbuckle	Bortell	Conklin	DeHart
Balloun	Brownlee	Curran	DeKoster

Denman	Klink	Neu	Rigler
Dodds	Kosek	Nicholson	Schaben
Erskine	Kyhl	Ollenburg	Shaff
Frey	Lamborn	O'Malley	Shirley
Frommelt	Lange	Orr	Smith
Gaudineer	Laverty	Palmer	Stephens
Gilley	Leonard	Parker	Sullivan
Glenn	McGill	Potgeter	Thorsen
Griffin	Messerly	Potter	Van Gilst
Hill	Mogged	Rabedeaux	Walsh
Hougen	Mowry	Reichardt	Weimer
Keith			

Nays, 2:

Bass Coleman

Absent or not voting, 2:

Doderer Lucken

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

House File 762

On motion of Senator Griffin, House File 762, a bill for an act relating to motor vehicle certificated carrier fees, with reports of committee recommending passage, was taken up, considered, and the reports of the committee adopted.

HOUSE FILES DEFERRED

Senator Griffin asked and received unanimous consent that further action on **House Files 762, 763 and 764** be deferred and that the bills retain their place on the calendar.

CONSIDERATION OF BILLS**Senate File 1162**

On motion of Senator Briles, Senate File 1162, a bill for an act relating to certification of nominees whose names are to appear on the general election ballot, and to requests for and distribution of absentee ballots for primary and general elections, was taken up and considered.

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

On the question "Shall the bill pass?" (S.F. 1162) the vote was:

Ayes, 58:

Anderson	Briles	Curran	Doderer
Arbuckle	Brownlee	Davis	Erskine
Balloun	Clarke	DeKoster	Frey
Bass	Coleman	Denman	Frommelt
Bortell	Conklin	Dodds	Gaudineer

Gilley	Lange	O'Malley	Shaff
Glenn	Lavery	Orr	Shirley
Griffin	Leonard	Palmer	Smith
Hill	McGill	Parker	Stephens
Hougen	Messerly	Potgeter	Sullivan
Keith	Mogged	Rabedeaux	Thordsen
Klink	Mowry	Reichardt	Van Gilst
Kosek	Neu	Rigler	Walsh
Kyhl	Nicholson	Schaben	Weimer
Lamborn	Ollenburg		

Nays, none.

Absent or not voting, 3:

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

SUBSTITUTION

Senator Rigler asked and received unanimous consent that **House File 720** be substituted for **Senate File 1166**.

SPECIAL ORDER

Senator Rigler asked and received unanimous consent that **House File 720** be made a special order of business for Tuesday, February 10, 1970, at 9:00 a.m.

CONSIDERATION OF BILLS

Senate File 1032

On motion of Senator Gaudineer, Senate File 1032, a bill for an act relating to the primary road system, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Anderson offered the following amendment and moved its adoption:

Amend Senate File 1032, page 1, by striking lines 13 through 25, inclusive.

The amendment lost.

SENATE FILE 1032 DEFERRED

Senator Arbuckle asked and received unanimous consent that further action on **Senate File 1032** be deferred and that the bill be placed on the calendar under unfinished business.

MOTION TO RECONSIDER

Senator Frommelt called up for consideration the following motion filed by him on February 4, 1970:

MR. PRESIDENT: I move to reconsider the vote by which the Neu motion to suspend the rules to take up House Concurrent Resolution 107 failed to pass the Senate.

SENATOR EXCUSED

Senator Dodds asked and received unanimous consent that Senator Glenn be excused for the remainder of the day.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate File 328, a bill for an act relating to statutes restricting the movement of overwidth vehicles.

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

Senate File 337, a bill for an act relating to state park roads.

WILLIAM R. KENDRICK, Chief Clerk

On motion of Senator Rigler, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President pro tempore Lange presiding.

On motion of Senator Rigler, action on Senator Frommelt's motion to reconsider was temporarily deferred.

CONSIDERATION OF BILLS

Senate File 1061

On motion of Senator Klink, Senate File 1061, a bill for an act relating to the qualifications of soil conservation district commissioners, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

On the question "Shall the bill pass?" (S.F. 1061) the vote was:

Ayes, 54:

Anderson	Clarke	Dodds	Keith
Arbuckle	Coleman	Doderer	Klink
Balloun	Conkin	Erskine	Kosek
Bass	Curran	Frommelt	Kyhl
Bortell	DeHart	Gaudineer	Lamborn
Briles	DeKoster	Griffin	Lange
Brownlee	Denman	Hougen	Laverty

Leonard	Ollenburg	Rabedeaux	Stephens
McGill	O'Malley	Rigler	Sullivan
Messerly	Orr	Schaben	Thordsen
Mogged	Palmer	Shaff	Van Gilst
Mowry	Parker	Shirley	Walsh
Neu	Potgeter	Smith	Weimer
Nicholson	Potter		

Nays, none.

Absent or not voting, 7:

Davis	Gilley	Hill	Reichardt
Frey	Glenn	Lucken	

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

Senate File 1062

On motion of Senator Keith, Senate File 1062, a bill for an act relating to a department of soil conservation, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

On the question "Shall the bill pass?" (S.F. 1062) the vote was:

Ayes, 55:

Anderson	Doderer	Lange	Potter
Arbuckle	Erskine	Laverty	Rabedeaux
Balloun	Frey	Leonard	Rigler
Bass	Frommelt	McGill	Schaben
Bortell	Gaudineer	Messerly	Shaff
Briles	Gilley	Mowry	Shirley
Brownlee	Griffin	Neu	Smith
Clarke	Hill	Nicholson	Stephens
Conklin	Hougen	Ollenburg	Sullivan
Curran	Keith	O'Malley	Thordsen
DeHart	Klink	Orr	Van Gilst
DeKoster	Kosek	Palmer	Walsh
Denman	Kyhl	Parker	Weimer
Dodds	Lamborn	Potgeter	

Nays, none.

Absent or not voting, 6:

Coleman	Glenn	Mogged	Reichardt
Davis	Lucken		

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

Senate File 1098

On motion of Senator Clarke, Senate File 1098, a bill for an act relating to the installation of limited access diagonal highways and highway placement, with report of committee recommending

passage, was taken up, considered, and the report of the committee adopted.

SENATE FILE 1098 DEFERRED

Senator Rigler asked and received unanimous consent that further action on **Senate File 1098** be deferred and that the bill be placed on the calendar under unfinished business.

CONSIDERATION OF BILLS

Senate File 1144

On motion of Senator Rigler, Senate File 1144, a bill for an act relating to the control and regulation of drugs, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

On the question "Shall the bill pass?" (S.F. 1144) the vote was:

Ayes, 57:

Anderson	Doderer	Lange	Potgeter
Arbuckle	Erskine	Lavery	Potter
Balloun	Frey	Leonard	Rabedeaux
Bass	Frommelt	McGill	Rigler
Bortell	Gaudineer	Messerly	Schaben
Briles	Gilley	Mogged	Shaff
Brownlee	Griffin	Mowry	Shirley
Clarke	Hill	Neu	Smith
Coleman	Hougen	Nicholson	Stephens
Conklin	Keith	Ollenburg	Sullivan
Curran	Klink	O'Malley	Thordsen
Davis	Kosek	Orr	Van Gilst
DeHart	Kyhl	Palmer	Walsh
DeKoster	Lamborn	Parker	Weimer
Dodds			

Nays, none.

Absent or not voting, 4:

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

House File 555

On motion of Senator Klink, House File 555, a bill for an act relating to the annual report of the state apiarist, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Potgeter offered the following amendment filed by Senators Potgeter, et al., and moved its adoption:

Amend House File 555 by striking all after the word "hereby" in line 4 and all of lines 5 and 6 and by inserting in lieu thereof the word "repealed."

The amendment was adopted.

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

On the question "Shall the bill pass?" (H.F. 555) the vote was:

Ayes, 53:

Anderson	Doderer	Lange	Parker
Arbuckle	Erskine	Laverty	Potgeter
Balloun	Frey	Leonard	Potter
Bass	Frommelt	McGill	Rabedeaux
Bortell	Gaudineer	Messerly	Rigler
Briles	Gilley	Mogged	Shirley
Brownlee	Griffin	Mowry	Smith
Coleman	Hill	Neu	Stephens
Conklin	Keith	Nicholson	Sullivan
Curran	Klink	Ollenburg	Thordsen
Davis	Kosek	O'Malley	Van Gilst
DeHart	Kyhl	Orr	Walsh
DeKoster	Lamborn	Palmer	Weimer
Dodds			

Nays, none.

Absent or not voting, 8:

Clarke	Glenn	Lucken	Schaben
Denman	Hougen	Reichardt	Shaff

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

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File 720, a bill for an act relating to the crimes of eavesdropping and wiretapping.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1055, a bill for an act to provide a relocation advisory assistance program and relocation payments to persons displaced by highway projects.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 1055

Amend Senate File 1055 as follows:

1. By striking all of section 12.
2. By renumbering section 13 as section 12.

INTRODUCTION OF BILLS

Senate File 1194, by Senator Conklin, a bill for an act relating to motor vehicle accidents.

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

Senate File 1195, by Senator Kyhl (Camp), a bill for an act allowing the State of Iowa to join the pest control compact and for related purposes.

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

Senate File 1196, by Senators Balloun, Messerly, Coleman and Gaudineer, a bill for an act relating to state printing.

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

Senate File 1197, by committee on cities and towns, a bill for an act relating to municipal court clerks and bailiffs.

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

Senate File 1198, by committee on commerce, a bill for an act relating to federal insured loans.

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

Senate File 1199, by Senator Klink, a bill for an act to license and regulate timber buyers.

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

Senate File 1200, by Senators Klink, Walsh and Lamborn (Tieden, Stroburg and Rex), a bill for an act relating to the movement of oversized mobile homes.

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

HOUSE MESSAGE CONSIDERED

House File 720, a bill for an act relating to the crimes of eavesdropping and wiretapping, prescribing penalties and rights of civil actions relating to eavesdropping and wiretapping offenses and providing penalties therefor, and providing for the use of eavesdropping or wiretapping devices by certain law-enforcement officers.

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

MOTION TO RECONSIDER WITHDRAWN

House Concurrent Resolution 107

Senator Frommelt asked and received unanimous consent to

withdraw his motion to reconsider the vote by which the Neu motion to suspend the rules to take up House Concurrent Resolution 107 failed to be adopted.

ADOPTION OF HOUSE CONCURRENT RESOLUTION 107

Senator Neu called up for consideration the following resolution:

HOUSE CONCURRENT RESOLUTION 107

By Gannon of Jasper

Whereas, the General Assembly has previously indicated its support for the establishment of a Western Iowa University and

Whereas, the Executive Council is now faced with the decision to purchase land for such institution and,

Whereas, questions concerning the advisability of establishment of such institution continue to exist, and

Whereas, the financial condition of the State is bleak including a projected unencumbered balance at the end of this biennium of less than two million dollars and,

Whereas, there is no foreseeable appropriation for buildings for a Western Iowa University; now therefore,

Be It Resolved by the House, the Senate Concurring, That the Executive Council is hereby requested not to approve purchase of land for a Western Iowa University at this time.

Be It Further Resolved, That no land be acquired by any means for the purpose of a Western Iowa University until money has been appropriated for building or acquiring capital improvements.

Senator Briles offered the following amendment:

Amend House Concurrent Resolution 107, found on page 314 of the Senate Journal, by striking lines 7, 8, and 9.

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

The amendment lost.

Senator Briles offered the following amendment and moved its adoption:

Amend House Concurrent Resolution 107, found on page 314 of the Senate Journal, by striking from line 7 the words "is bleak including" and inserting in lieu thereof the word "includes".

The Chair called for a division.

The amendment lost.

Senator Mowry moved that House Concurrent Resolution 107 be tabled.

Division was called for.

The motion to table lost.

Senator Neu moved the adoption of the resolution, which motion prevailed, and House Concurrent Resolution 107 was adopted.

BILLS ASSIGNED TO COMMITTEE

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

- S. F. 1194 Law enforcement
- S. F. 1195 Environmental preservation
- S. F. 1196 Commerce
- S. F. 1199 Commerce
- S. F. 1200 Transportation

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on February 5, 1970, he approved and transmitted to the Secretary of State the following bills:

- S. F. 270—Relating to merger and consolidation of cooperative associations.
- S. F. 1013—Relating to the registration and operation of motor vehicles.

SENATE CONCURRENT RESOLUTION 107

By DeKoster and Gaudineer

Whereas, the federal government has extended the time for filing a 1969 federal income tax return, in the case of farmers who elect to file a final return in lieu of a declaration of estimated tax, to March 1, 1970; and

Whereas, section four hundred twenty-two point sixteen (422.16), subsection eleven (11), Code 1966, now provides that the exceptions provided in the Internal Revenue Code of 1954 with respect to declarations of estimated tax by farmers shall apply in Iowa; and

Whereas, the General Assembly has not yet provided by statute that references to the Internal Revenue Code of 1954 shall mean the Internal Revenue Code of 1954, as amended to January 1, 1970, although Senate File 1182, which makes such provision, has been introduced by the Senate committee on ways and means; and

Whereas, it is the intent of the General Assembly to conform Iowa income tax procedure as nearly as practicable to federal income tax procedure; *Now, Therefore*,

Be It Resolved by the Senate, the House Concurring, That the director of revenue is hereby directed and authorized to extend to farmers the privilege of filing a final 1969 Iowa income tax return in lieu of a declaration of estimated tax, on or before March 1, 1970, in the same manner as authorized in the case of a 1969 federal income tax return.

COMMUNICATION FROM THE SECRETARY OF THE SENATE

Reports of interim subcommittees of standing committees of the Sixty-third Iowa General Assembly submitted to the Legislative

Council December 16-17, 1969, have been received and are now on file in the office of the Secretary of the Senate.

PROOFS OF PUBLICATION

Published copy of Senate File 1049 and verified proof of publication of said bill in The Perry Daily Chief for one week, commencing December 31, 1969, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

Published copy of Senate File 1080 and verified proof of publication of said bill in the Marshalltown Times-Republican for one week, commencing January 14, 1970, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

Published copy of Senate File 1038 and verified proof of publication of said bill in The Perry Daily Chief for one week, commencing January 16, 1970, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

Published copy of Senate File 1189 and verified proof of publication of said bill in the Oskaloosa Daily Herald for one week, commencing January 16, 1970, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

Published copy of Senate File 1189 and verified proof of publication of said bill in the Knoxville Express for one week, commencing January 15, 1970, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

CARROLL A. LANE
Secretary of the Senate

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate File 1144 passed the Senate.

R. DEAN ARBUCKLE

REPORTS OF COMMITTEES

Senator Stephens submitted the following report:

MR. PRESIDENT: Your committee on agriculture, to which was referred House File 150, a bill for an act relating to the bonding of operators of slaughterhouses buying cattle, hogs or sheep, and the bonding of agents, dealers, or brokers of such operators, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

Amend House File 150 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. When used in this Act, unless the context otherwise requires:

1. "Animals" or "livestock" includes cattle, calves, swine or sheep.
2. "Person" means any individual, partnership, association or corporation, or any other business unit.
3. "Dealer" or "broker" means any person determined by the department of agriculture to be engaged in the business of slaughtering live animals or receiving or buying live animals for slaughter.

4. "Agent" means any person engaged in the business of buying livestock for slaughter on behalf of any dealer or broker.

5. "Department" means the department of agriculture of this state.

Sec. 2. No person shall act as a dealer or broker without first being licensed. No agent shall act for any dealer or broker unless such dealer or broker is licensed, has designated such agent to act in his behalf, and has notified the department of the designation in his application for license or has given official notice in writing of the appointment of such agent and requested the department to issue to the agent an agent's license. The dealer or broker shall be accountable and responsible for contracts made by his agent in the course of his employment. The license of an agent whose services are terminated by or with the dealer or broker shall be void on the date such written notice of termination is received by the department. The license of a dealer, broker, or agent, unless revoked, shall expire on the last day of June following the date of issue. The annual fee for the license of a dealer or broker shall be twenty-five dollars. The annual fee for an agent's license shall be ten dollars.

Sec. 3. Application for a license as a dealer or broker or as an agent shall be made in writing to the department. The application shall state the nature of the business, the municipal corporation, township and county, the post office address at which the business is to be conducted, and such additional information as the department may prescribe.

The applicant upon satisfying the department of his character and good faith in seeking to engage in such business, and upon complying with such other requirements specified in this Act, shall be issued a license by the department to conduct the business of a dealer, broker, or agent at the place or places named in the application.

Sec. 4. No license shall be issued by the department to a dealer or broker until the applicant has furnished proof of financial responsibility. The proof of financial responsibility shall be approved by the department. The proof may be furnished in one of the following forms:

1. A bond of a surety company authorized to do business in the state in the form prescribed by and to the satisfaction of the department, conditioned for the payment of a judgment against the applicant furnishing the bond because of nonpayment of obligations in connection with the purchase of animals.

The amount of such bond for an established dealer or broker shall not be less than the nearest multiple of five thousand dollars above twice the average daily value of purchases of livestock handled by such applicant during the preceding twelve months, or such parts thereof as such applicant was purchasing livestock. For the purpose of this computation two hundred sixty shall be deemed the number of business days in any year.

If a new dealer or broker not previously covered by this Act applies for a license, the amount of such bond shall be based on twice the estimated average daily value of purchases of livestock. At such time as the daily purchases of livestock

by such dealer or broker exceed twice the estimated average daily value of purchases of livestock by more than five percent of the amount of his bond, the dealer or broker shall adjust the amount of the bond to cover livestock purchases.

Whenever the amount of the bond as calculated in this subsection exceeds fifty thousand dollars, the amount of the bond shall be fifty thousand dollars plus ten percent of the average daily valuation in excess of fifty thousand dollars. In no case shall the amount of such bond be less than five thousand dollars.

2. A deposit with the department of the required amount in money or negotiable bonds of the United States or of the state of Iowa or a political subdivision of the state of that par or face value, for the purpose of securing the payment of a judgment against the applicant furnishing the deposit because of nonpayment of obligations in connection with the purchase of animals. The deposit shall be made under a deposit agreement prescribed by the department. The amount of such deposit shall be calculated in the exact manner as the amount of a bond as provided in subsection one (1) of this section. Such deposit shall not be subject to attachment for any other claim or levy of execution upon a judgment based on any other claims.

Any person damaged by nonpayment of obligations or by any misrepresentation or fraud on the part of the broker or dealer may maintain an action against such broker or dealer and the sureties on the bonds provided for in this section or for the application of the deposit furnished the department. The aggregate liability of the sureties for all such damage shall not exceed the amount of bond. In the event that the aggregate judgments on the bond or the deposit exceed the total amount of such bond or deposit, the amount payable on account of any judgment shall be in the same proportion to the bond or deposit as the individual judgment bears to the aggregate judgments.

Unless the person damaged files his claim with the dealer or broker and the sureties and the department within ninety days from the date of the alleged violation, or within ninety days after the discovery of nonpayment of obligations, fraud, or misrepresentation on the part of the person complained against, the claimant shall be barred from maintaining an action on said bond or for the application of said deposit.

Whenever the department determines that the business volume of the applicant or licensee is such as to render the bond or deposit inadequate, the amount of such bond or deposit shall be, upon notice, adjusted. All such bonds or deposit agreements shall contain a provision requiring that at least thirty days prior notice in writing be given to the department by the party terminating such bonds or deposit agreements in order to effect termination.

The termination of a bond shall not release the parties from any liability arising out of the facts or transactions occurring prior to the termination date.

The termination of a deposit agreement shall neither re-

lease the party furnishing the deposit from any liability arising out of acts or transactions occurring prior to the termination date, nor shall the department permit the withdrawal of the deposit until after ninety days after the termination date, and then only if no claims under such agreement have been filed with the department. If any such claims have been filed with the department, the withdrawal of the deposit shall not be permitted until such claims have been satisfied or released and evidence of the satisfaction or release filed with the department.

All moneys and securities deposited with the department shall be handled in the following manner:

a. All securities deposited with the department shall remain in its custody.

b. All moneys shall be delivered to the treasurer of state and shall be invested in the manner provided in section four hundred fifty-two point ten (452.10) of the Code. The treasurer of state shall not relinquish such moneys except upon the orders of the department.

The owner shall be entitled to receive all income from moneys and securities deposited and the department shall issue a receipt for each deposit setting forth this fact.

3. In lieu of a bond or deposit, the applicant may file an annual sworn statement certified by a certified public accountant showing all assets and liabilities and such supporting data as the department may require. The statement shall show the applicant's current net worth to be not less than five times the amount of the bond or deposit otherwise required by this section. If upon examination of any financial statement, the department considers that the applicant has furnished insufficient proof of financial responsibility, a written order may be issued directing such applicant to provide the bond or deposit required by this section. Failure to comply with such an order shall be cause for revocation or suspension of license.

Sec. 5. Any dealer or broker who has a bond authorized by the United States Department of Agriculture under the Packers and Stockyards Act of 1921 as amended, Title VII sections one hundred eighty-one (181) through two hundred thirty-one (231), inclusive, United States Code, shall be exempt from provisions of this Act.

Sec. 6. The provisions of this Act shall not apply to any dealer or broker purchasing livestock for slaughter valued at less than an average daily value of one thousand five hundred dollars during the preceding twelve months or such part thereof as such dealer or broker was purchasing livestock.

Sec. 7. Every dealer or broker shall during all reasonable times permit an authorized representative of the department to examine all records relating to his business necessary in the enforcement of this Act.

Sec. 8. The department shall have the power and authority to enter into reciprocal agreements with the authorized representatives of other federal or state jurisdictions for the exchange of information and audit reports on a cooperative basis

which may assist the department in the proper administration of this Act.

Sec. 9. Any person violating any provision of this Act shall be punished by a fine of not less than five hundred dollars nor more than two thousand five hundred dollars, or imprisonment in the county jail for not more than six months, or both such fine and imprisonment.

RICHARD L. STEPHENS, Chairman

Ordered passed on file.

Senator Walsh submitted the following reports:

MR. PRESIDENT: Your committee on cities and towns, to which was referred **Senate File 125**, a bill for an act relating to civil service, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

JOHN M. WALSH, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns, to which was referred **Senate File 1021**, a bill for an act relating to municipal lighting districts, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

JOHN M. WALSH, Chairman

Ordered passed on file.

Senator Griffin submitted the following report:

MR. PRESIDENT: Your committee on commerce, to which was referred **Senate File 1057**, a bill for an act relating to special limitations of actions regarding the recovery of interests in real estate, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

JAMES W. GRIFFIN, SR., Chairman

Ordered passed on file.

Senator Briles submitted the following reports:

MR. PRESIDENT: Your committee on county government, to which was referred **Senate File 508**, a bill for an act relating to distribution of food stamps, surplus foods, or other commodities, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JAMES BRILES, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on county government, to which was referred **Senate File 1051**, a bill for an act concerning county ambulance service, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JAMES BRILES, Chairman

Ordered passed on file.

Senator Clarke submitted the following reports:

MR. PRESIDENT: Your committee on state government, to which was referred **Senate File 12**, a bill for an act relating to benefits payable to retired

members and beneficiaries under the peace officers' retirement system, begs leave to report it has had the same under consideration and recommends the same **do pass**.

HUGH H. CLARKE, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on state government, to which was referred **Senate File 471**, a bill for an act relating to vacations for public employees, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

Amend Senate File 471, page 1, by striking lines 5 through 20, inclusive, and inserting in lieu thereof the following:

1. By striking lines twelve (12) through seventeen (17), and inserting in lieu thereof the following:

"week vacation after six months employment if such employment began prior to January first, two weeks vacation per year after the first and through the fourth year of employment, three weeks vacation per year after the fifth and through the fourteenth year of employment, and four weeks vacation per year after".

2. By inserting in line twenty-three (23) after the period the following:

"If the head of the department and employee are unable to mutually agree, the time of vacation shall be determined by the executive council. An employee shall be allowed to accumulate a maximum of six weeks of vacation."

HUGH H. CLARKE, Chairman

Ordered passed on file.

*Voted out of committee by unanimous vote.

AMENDMENTS FILED

1 Amend Senate File 1027 as follows:

2 1. Page 1, by striking from line 12 the word "five" and

3 inserting in lieu thereof the word "six".

4 2. Page 1, by striking from line 14 the word "five" and

5 inserting in lieu thereof the word "six".

H. L. OLLENBURG

1 Amend Senate File 1171 by striking all after the enacting clause and inserting in lieu thereof the following:

2 Section 1. Section four hundred seventy-two point three

3 (472.3), Code 1966, is amended by striking from line three (3) the

4 word "sheriff" and inserting in lieu thereof the words "clerk

5 of the district court".

6 Sec. 2. Section four hundred seventy-two point four (472.4),

7 Code 1966, is hereby repealed and the following enacted in lieu

8 thereof:

9 "Annually the board of supervisors of a county shall

10 appoint not less than twenty-eight resident freeholders of

11 the county and the names of such persons shall be placed on

12

13 a list and they shall be eligible to serve as members of a
14 compensation commission. One-fourth of the persons appointed
15 shall be owners of agricultural property, one-fourth of the
16 persons appointed shall be owners of city or town property,
17 one-fourth shall be licensed real estate salesmen or real estate
18 brokers, and one-fourth shall be persons having knowledge of
19 property values in the county.

20 Except as otherwise provided, the clerk of the district
21 court of the county shall select six persons from the list,
22 two from the agricultural or city or town group according to
23 the location of property, and two from each of the other two
24 groups, who shall not possess any interest in the proceeding
25 which could cause such person to render a biased decision.
26 The clerk of the district court shall make his selection from
27 each group in the same manner that he selects petit jurors.
28 The six persons selected shall constitute a compensation
29 commission to assess the damages to all real estate and the
30 value thereof to be taken by the applicant and located within
31 the county."

32 Sec. 3. Section four hundred seventy-two point five
33 (472.5), Code 1966, is hereby amended as follows:

34 1. By striking from line two (2) the word "sheriff"
35 and inserting in lieu thereof the words "clerk of the district
36 court".

37 2. By striking lines three (3), four (4), and five (5),
38 and inserting the words "appoint another person from the list,
39 possessing the same qualifications as the person who is being
40 replaced to complete the membership of the commission".

41 Sec. 4. Section four hundred seventy-two point six (472.6),
42 Code 1966, is hereby repealed and the following inserted in
43 lieu thereof:

44 "The chief judge of the district in which the property is
45 located shall appoint a hearing commissioner who shall preside
46 over the compensation commission. He shall instruct the compen-
47 sation commission regarding their duties to inspect the property
48 and the assessment of compensation and damages. The applicant
49 shall present at said hearing the offer which has been made the
50 condemnee together with any information showing the basis of
51 computing the offer and any records of appraisal used by the
52 applicant. The condemnee may present any appraisal records,
53 information, witnesses or opinions regarding the value
54 of the land and damages resulting from the taking. The
55 party shall have the right of cross examination. The hearing
56 commissioner and the compensation commission shall also have
57 the right to raise any question for purposes of explanation.

58 The hearing commissioner shall file a written report of
59 the hearing and the findings and assessment of the condemnation
60 commission with the clerk of the district court within five
61 days.

62 The proceedings shall be conducted according to the rules
63 of civil procedure so far as applicable, or as may be provided
64 by the supreme court.

65 The hearing commissioner shall receive from funds to be
66 provided by the applicant, the sum of one hundred dollars for

67 each hearing and any additional allowances made by the chief
68 judge."

69 Sec. 5. Section four hundred seventy-two point seven
70 (472.7), Code 1966, is hereby amended by striking from line
71 three (3) the word "sheriff" and inserting in lieu thereof
72 the words "clerk of the district court".

73 Sec. 6. Section four hundred seventy-two point eight
74 (472.8), Code 1966, is hereby amended by striking from line
75 seven (7) the word "ten" and inserting in lieu thereof the
76 word "thirty".

77 Sec. 7. Section four hundred seventy-two point eleven
78 (472.11), Code 1966, is hereby amended by striking from line
79 four (4) the words "sheriff. The sheriff" and inserting in
80 lieu thereof the words "clerk of the district court. The
81 clerk".

82 Sec. 8. Section four hundred seventy-two point fourteen
83 (472.14), Code 1966, is hereby amended by striking from lines
84 five (5), six (6), and seven (7) the following words "; and
85 they shall file their written report with the sheriff" and insert-
86 ing in lieu thereof the words "which assessment shall be made
87 at the time of the hearing before the hearing commissioner".

88 Sec. 9. Section four hundred seventy-two point fifteen
89 (472.15), Code 1966, is amended by striking from line six
90 (6) the word "sheriff" and inserting in lieu thereof the words
91 "clerk of the district court".

92 Sec. 10. Section four hundred seventy-two point eighteen
93 (472.18), Code 1966, is amended by striking from line five (5)
94 the word "sheriff" and inserting in lieu thereof the words
95 "clerk of the district court".

96 Sec. 11. Section four hundred seventy-two point twenty
97 (472.20), Code 1966, is hereby repealed.

98 Sec. 12. Section four hundred seventy-two point twenty-
99 five (472.25), Code 1966, is amended as follows:

100 1. By striking from lines one (1) and two (2) the
101 words "Upon the filing of the commissioners' report with the
102 sheriff, the" and inserting in lieu thereof the word "The".

103 2. By striking from line three (3) the word "sheriff"
104 and inserting in lieu thereof the words "clerk of the district
105 court".

106 3. By striking from line thirteen (13) the word "sheriff"
107 and inserting in lieu thereof the word "clerk".

108 Sec. 13. Section four hundred seventy-two point thirty
109 (472.30), Code 1966, is amended as follows:

110 1. By striking from line six (6) the word "sheriff"
111 and inserting in lieu thereof the word "clerk".

112 2. By striking from line nine (9) the word "sheriff"
113 and inserting in lieu thereof the word "clerk".

114 Sec. 14. Section four hundred seventy-two point thirty-
115 one (472.31), Code 1966, is amended as follows:

116 1. By striking from line three (3) the words "sheriff,
117 or".

118 2. By striking from line four (4) the words ", as the
119 case may be,".

120 Sec. 15. Section four hundred seventy-two point thirty-

121 three (472.33), Code 1966, is hereby amended by inserting in
 122 line three (3) after the word "commissioners" the words "and
 123 reasonable attorney and appraisal fees and other reasonable
 124 expenses as determined by the hearing commissioner if the award
 125 of the compensation commission exceeds one hundred and ten
 126 per cent of the final offer of the applicant prior to
 127 condemnation, which offer shall have been filed with the
 128 hearing commissioner. Members of such compensation commission
 129 shall receive a per diem of fifty dollars and actual and
 130 necessary expenses incurred in performance of their official
 131 duties. In the event of any disagreement over the fees
 132 and expenses to be allowed by the hearing commissioner,
 133 they shall be determined by the chief judge of the district
 134 court".

135 Sec. 16. Section four hundred seventy-two point
 136 thirty-four (472.34), Code 1966, is hereby amended by
 137 striking from lines seven (7) and eight (8) the words
 138 "fees to be taxed by the court" and inserting in lieu thereof
 139 "and appraisal fees to be taxed by the court in addition to
 140 those provided for by section four hundred seventy-two point
 141 thirty-three (472.33) of the Code."

142 Sec. 17. Section four hundred seventy-two point thirty-
 143 five (472.35), Code 1966, is amended by striking from line
 144 one (1) the word "sheriff" and inserting in lieu thereof the
 145 words "clerk of the district court".

146 Sec. 18. Section four hundred seventy-two point thirty-
 147 six (472.36), Code 1966, is amended by striking from line
 148 four (4) the words "the sheriff".

149 Sec. 19. Section four hundred seventy-two point thirty-
 150 nine (472.39) is amended as follows:

151 1. By striking from line one (1) the words "sheriff
 152 or".

153 2. By striking from line two (2) the words "as the
 154 case may be" and inserting in lieu thereof the words "of the
 155 district court".

156 Sec. 20. Section four hundred seventy-two point forty
 157 (472.40), Code 1966, is amended by striking from lines
 158 one (1), two (2) and three (3) the words "Any sheriff, or
 159 clerk of the district court, as the case may be," and
 160 inserting in lieu thereof the words "Any clerk of the
 161 district court".

CHESTER O. HOUGEN
 LEE H. GAUDINEER, JR.

1 Amend Senate File 1171, page 2, line 26, by striking the
 2 words "other reasonable expenses" and inserting in lieu thereof
 3 the word "costs".

WILLIAM F. DENMAN

1 Amend Senate File 1171, page 2, by striking from line 33
 2 the word "fifty" and inserting in lieu thereof the word
 3 "thirty".

FRANCIS L. MESSERLY
 CHARLES F. BALLOUN
 CHARLES O. LAVERTY

- 1 Amend Senate File 1199, page 1, line 25, by inserting
- 2 after the period the following:
- 3 "Each licensee shall have visible identification on all
- 4 trucks and heavy equipment."

LESLIE C. KLINK

On motion of Senator Rigler, the Senate adjourned until 9:00 a.m., Friday, February 6, 1970.

JOURNAL OF THE SENATE

TWENTY-SIXTH DAY

SENATE CHAMBER,
DES MOINES, IOWA, FRIDAY, FEBRUARY 6, 1970.

The Senate met in regular session, President pro tempore Lange presiding.

Prayer was offered by the Reverend Newell Davis, pastor of the United Church of Christ, Grinnell, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Thursday, February 5, 1970, was approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows:
Senator Glenn for the day on request of Senator Dodds.

INTRODUCTION OF BILLS

Senate File 1201, by Senators Nicholson, Gilley, Sullivan, Mowry, Shaff, Messerly, Rabedeaux, Stephens, Mogged, Walsh, Potgeter, Anderson, Curran, Frey, Thordsen, Conklin and Bortell (Shaw, Stromer, Edgington, Schroeder, Ossian, Christensen, Freeman of Buena Vista and Logemann), a bill for an act to provide for appointment of the superintendent of public instruction by the Governor.

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

Senate File 1202, by committee on higher education, a bill for an act relating to the biennial appropriation of the higher education facilities commission.

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

Senate File 1203, by committee on commerce (committee on commerce), a bill for an act to regulate insurance holding company systems.

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

Senate File 1204, by Senator Gaudineer, a bill for an act to redistribute certain fees relating to motor vehicles.

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

POINT OF PERSONAL PRIVILEGE

Senator Stephens rose on a point of personal privilege to pay homage to Senator Lucken on his seventy-fourth birthday and to present him with a bouquet of red roses on behalf of all members of the Senate.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Chair announced the special order of business for the consideration of Senate File 1136.

CONSIDERATION OF BILLS

Senate File 1136

On motion of Senator Briles, Senate File 1136, a bill for an act relating to information to be furnished property owners in negotiations for land for highway purposes, was taken up and considered.

Senator Briles offered the following amendment filed by Senators Briles, Gaudineer and Lamborn and moved its adoption:

Amend Senate File 1136 by striking lines 4 through 9 inclusive and by inserting in lieu thereof the following:

"Section 1. When any real property or interest therein is to be purchased, or in lieu thereof to be condemned for highway, street or road purposes, the purchasing state agency, county, city or town or their agent shall submit to the person, corporation or entity whose property or interest therein is to be taken, by ordinary mail, at least ten days prior to the date of contact, a copy of the appraisal upon such real property or interest therein which shall include, at least, an itemization of the appraised value of the real property, any buildings thereon, all other improvements including fences, severance damages and loss of access."

The amendment was adopted.

Senator Briles asked and received unanimous consent to withdraw the following amendment filed by Senators Lamborn and Briles:

Amend Senate File 1136, page 1, by inserting in line 8 after the word "therein," the following words: "value of his residence dwelling if appropriated, value of other improvements including fence,".

Senator Potgeter offered the following amendment by Senators Briles and Potgeter and moved its adoption:

Amend Senate File 1136 by adding after line 9 the following new section:

This Act being deemed of immediate importance shall be in full force and effect from and after its final approval and publication in the Hardin County Times, a newspaper published

at Iowa Falls, Iowa, and the Adams County Free Press, a newspaper published at Corning, Iowa.

The Chair called for a division.

The amendment lost.

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

On the question "Shall the bill pass?" (S.F. 1136) the vote was:

Ayes, 59:

Anderson	Dodds	Lange	Potter
Arbuckle	Doderer	Lavery	Rabedeaux
Balloun	Erskine	Leonard	Reichardt
Bass	Frey	Lucken	Rigler
Bortell	Frommelt	McGill	Schaben
Briles	Gaudineer	Messerly	Shaff
Brownlee	Gilley	Mowry	Shirley
Clarke	Griffin	Neu	Smith
Coleman	Hill	Nicholson	Stephens
Conklin	Hougen	Ollenburg	Sullivan
Curran	Keith	O'Malley	Thordsen
Davis	Klink	Orr	Van Gilst
DeHart	Kosek	Palmer	Walsh
DeKoster	Kyhl	Parker	Weimer
Denman	Lamborn	Potgeter	

Nays, 1:

Mogged

Absent or not voting, 1:

Glenn

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

SPECIAL ORDER OF BUSINESS

The time having arrived, the Chair announced the special order of business for the consideration of Senate File 1171.

CONSIDERATION OF BILLS

Senate File 1171

On motion of Senator Briles, Senate File 1171, a bill for an act relating to determining compensation in eminent domain proceedings, was taken up and considered.

Senator Shaff offered the following amendment filed by Senators Shaff and Clarke and moved its adoption:

Amend Senate File 1171 as follows:

1. Page 1, line 16, by striking the words "Except as otherwise provided, the" and inserting in lieu thereof the word "The".

2. Page 2, by striking lines 7 through 22, inclusive, and inserting in lieu thereof the words "Code 1966, is hereby repealed."

The amendment was adopted.

Senator Denman offered the following amendment and moved its adoption:

Amend Senate File 1171, page 2, line 26, by striking the words "other reasonable expenses" and inserting in lieu thereof the word "costs".

The amendment was adopted.

Senator Messerly offered the following amendment by Senators Messerly, Balloun and Laverty:

Amend Senate File 1171, page 2, by striking from line 33 the word "fifty" and inserting in lieu thereof the word "thirty".

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

The amendment lost.

Senator Briles offered the following amendment and moved its adoption:

Amend Senate File 1171 by adding after page 3, line 9, the following section:

Section four hundred seventy-two point three (472.3), Code 1966, is hereby amended by striking from line three (3) the word "sheriff" and inserting in lieu thereof the words "chief judge of the district court".

The amendment was adopted.

Senator Clarke offered the following amendment by Senators Clarke and Shaff and moved its adoption:

Amend Senate File 1171, page 3, by adding the following section after line 9:

This Act being deemed of immediate importance shall be in full force and effect from and after its final approval and publication in the Belmont Independent, a newspaper published at Belmont, Iowa, and The DeWitt Observer, a newspaper published at DeWitt, Iowa.

Division was called for.

The amendment lost.

Senator Hougen offered the amendment filed by Senators Hougen and Gaudineer on February 5, 1970, and found on pages 378-381, inclusive, of the Senate Journal.

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

Amend the Hougen amendment to Senate File 1171, filed February 5, 1970, found on pages 378 through 381 of the Senate Journal as follows:

1. Line 22 by striking the words "city or" and inserting in lieu thereof the words "the city and".
2. Line 46 by striking the word "He" and inserting in lieu thereof the words "The hearing commissioner".
3. Line 55 by inserting after the word "examination" the words "including any appraiser or other person evaluating the property and damages".

The amendment to the amendment was adopted.

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

Amend the Hougen amendment to Senate File 1171, filed February 5, 1970, found on pages 378 through 381 of the Senate Journal as follows:

1. Line 48 by adding after the word "damages." the following new sentence "Uniform instructions shall be prepared by the supreme court."

Division was called for.

The amendment to the amendment lost.

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

Amend the Hougen-Gaudineer amendment to Senate File 1171, filed February 5, 1970, and found on pages 378 through 381 of the Senate Journal as follows:

1. Line 113, by inserting after the word "clerk" the words "of the district court".
2. Line 148, by inserting before the period the words "and inserting in lieu thereof the word 'clerk'".
3. Line 154, by inserting a comma after the word "be".

The amendment to the amendment was adopted.

Senator Hougen moved the adoption of the Hougen-Gaudineer amendment as amended and called for a division.

The amendment as amended lost.

President Jepsen took the chair at 11:35 a.m.

Senator Briles moved to reconsider the vote by which the Briles amendment was adopted, which motion prevailed.

Senator Briles asked and received unanimous consent to withdraw the amendment.

Senator Briles offered the following amendment and moved its adoption :

Amend Senate File 1171 as follows :

1. Page 1, lines 16 and 17, by striking the words "district court of the county" and inserting in lieu thereof the following : "judicial district".

2. Page 2, line 1, by inserting after the word "judge" the words "of the judicial district".

3. Page 3, by adding after line 9 the following new section :
 "Section four hundred seventy-two point three (472.3), Code 1966, is hereby amended by striking from line three (3) the word "sheriff" and inserting in lieu thereof the words "chief judge of the judicial district".

The amendment was adopted.

Senator Gaudineer offered the following amendment and called for a division of the amendment, section 1 to be considered as division 1, section 2 to be considered as division 2, and sections 3 and 4, as division 3 :

Division 1.

Amend Senate File 1171 as follows :

1. By inserting on page 1, line 15, after the word, "county," the sentence :

"If the county contains a city of fifty thousand or more in population, an additional eight resident freeholders shall be appointed whom shall be owners of property within a city in such county."

On motion of Senator Gaudineer, division 1 of the amendment was withdrawn.

Division 2.

2. By striking on page 1, line 17, the words, "shall appoint six persons" and insert in lieu thereof the words, "select by lot six persons, or eight persons if such property is in a county containing a city with a population of fifty thousand or more,".

On motion of Senator Gaudineer, division 2 of the amendment was withdrawn.

Division 3.

3. By striking on page 2, line 9, the word "appoint," and inserting in lieu thereof the words, "select by lot".

4. By inserting on page 2, line 14, after the period (.) the following new sentence :

"In the event the county contains a city of fifty thousand or more in population an additional two persons shall be selected from the resident freeholders who own property within a city in such county".

On motion of Senator Gaudineer, division 3 of the amendment was withdrawn.

Senator Shaff offered the following amendment:

Amend Senate File 1171 as follows:

1. Page 1: By striking lines 7 through 15 inclusive and inserting in lieu thereof the following:

“Annually the board of supervisors of a county shall appoint not less than twenty-eight resident freeholders of the county and the names of such persons shall be placed on a list and they shall be eligible to serve as members of a compensation commission. One-fourth of the persons appointed shall be owners of agricultural property, one-fourth of the persons appointed shall be owners of city or town property, one-fourth shall be licensed real estate salesmen or real estate brokers, and one-fourth shall be persons having knowledge of property values in the county.”

Senator Gaudineer offered the following amendment to the amendment:

Amend the Shaff amendment dated February 6, 1970, to Senate File 1171 as follows:

1. Line 5, by striking the word “twenty-eight” and inserting in lieu thereof “twenty-four”.

2. By adding the following new division:

“2. Page 1, line 17, by striking the words “appoint six” and inserting in lieu thereof the words “select by lot eight”.

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

The amendment to the amendment was adopted.

On motion of Senator Shaff, the amendment as amended was adopted.

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

On the question “Shall the bill pass?” (S.F. 1171) the vote was:

Ayes, 59:

Anderson	Dodds	Lange	Potgeter
Arbuckle	Doderer	Laverty	Potter
Balloun	Erskine	Leonard	Rabedaux
Bass	Frey	Lucken	Reichardt
Bortell	Frommelt	McGill	Rigler
Briles	Gaudineer	Messerly	Shaff
Brownlee	Gilley	Mogged	Shirley
Clarke	Griffin	Mowry	Smith
Coleman	Hill	Neu	Stephens
Conklin	Hougen	Nicholson	Sullivan
Curran	Keith	Ollenburg	Thordsen
Davis	Klink	O'Malley	Van Gilst
DeHart	Kosek	Orr	Walsh
DeKoster	Kyhl	Palmer	Weimer
Denman	Lamborn	Parker	

Nays, none.

Absent or not voting, 2:

Glenn Schaben

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

SENATOR EXCUSED

Senator Frommelt asked and received unanimous consent that Senator Schaben be excused for the remainder of the day.

MOTION TO RECONSIDER

House Concurrent Resolution 107

Senator Lange called up the following motion to reconsider filed by him on February 6, 1970, and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which House Concurrent Resolution 107 was adopted by the Senate.

The motion prevailed.

Senator Neu moved the adoption of House Concurrent Resolution 107.

Roll call was requested.

On the question "Shall the resolution be adopted?" (H.C.R. 107) the vote was:

Ayes, 40:

Brownlee	Frommelt	Lucken	Potter
Clarke	Gaudineer	Messerly	Rigler
Coleman	Gilley	Neu	Shaff
Curran	Hill	Nicholson	Shirley
Davis	Hougen	Ollenburg	Smith
DeHart	Keith	O'Malley	Stephens
DeKoster	Kosek	Orr	Thordsen
Dodds	Kyhl	Palmer	Van Gilst
Doderer	Lange	Parker	Walsh
Frey	Leonard	Potgeter	Weimer

Nays, 18:

Anderson	Briles	Lamborn	Mowry
Arbuckle	Conklin	Laverty	Rabedeaux
Balloun	Erskine	McGill	Reichardt
Bass	Griffin	Mogged	Sullivan
Bortell	Klink		

Absent or not voting, 3:

Denman Glenn Schaben

The resolution was adopted.

Senator Rigler moved that the vote by which House Concurrent

Resolution 107 was adopted by the Senate be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File 1138, a bill for an act relating to limitations on the use of the primary highway fund in constructing and maintaining interstate bridges.

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

Senate File 339, a bill for an act to amend the residency requirements of municipal officers not elected by the voters.

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

Senate File 1069, a bill for an act relating to roads under the jurisdiction of boards of supervisors.

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

Senate File 1088, a bill for an act relating to the assessment, payment of and budgetary consideration to be given the tax equivalent on municipal property.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE MESSAGE CONSIDERED

House File 1138, a bill for an act relating to limitations on the use of the primary highway fund in constructing and maintaining interstate bridges.

Read first time and passed on file.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which House File 555 passed the Senate.

ALDEN J. ERSKINE

REPORTS OF COMMITTEE

Senator Griffin submitted the following reports:

MR. PRESIDENT: Your committee on commerce, to which was referred **Senate File 694**, a bill for an act to encourage competition in rate making among certain casualty insurance companies, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend Senate File 694 as follows:

1. Page 1, line 10, by adding after the word "Code" the following words " , except workmen's compensation insurance,".

2. Page 1, line 18, by inserting before the word "However" the following sentence: "If at any time after issuance of such an order, the commissioner has reason to believe that the particular form, line, subdivision, or class of insurance referred to therein is no longer competitive within this state, he may, after a hearing held upon not less than thirty days written notice to the interested insurers and rating organizations, amend or withdraw his original order. Such modified order shall not affect any contract or policy issued prior to the expiration of the prospective period set forth therein."

3. Page 1, line 19, by adding before the word "every" the following words: "with respect to personal lines of insurance,"

4. Page 1, by inserting after the period in line 23 the following sentence: "With respect to commercial lines of insurance, the commissioner may require insurers and rating organizations affected by any order issued under this section to file every manual, minimum, class rate, rating schedule or rating plan, and every other rating rule, and every modification of any of the foregoing, as he deems necessary and proper."

JAMES W. GRIFFIN, SR., Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on commerce, to which was referred Senate File 1139, a bill for an act relating to the issuance of public bonds, begs leave to report it has had the same under consideration and recommends the same do pass.*

JAMES W. GRIFFIN, SR., Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on commerce, to which was referred Senate File 1140, a bill for an act relating to school bond taxes, begs leave to report it has had the same under consideration and recommends the same do pass.*

JAMES W. GRIFFIN, SR., Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on commerce, to which was referred Senate File 1151, a bill for an act relating to the definition of real estate, begs leave to report it has had the same under consideration and recommends the same do pass.*

JAMES W. GRIFFIN, SR., Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on commerce, to which was referred House File 1052, a bill for an act relating to the maximum rate of interest on general obligation bonds issued by school corporations, begs leave to

report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:*

Amend House File 1052, as amended and passed by the House, as follows:

1. Page 1, by striking lines 16 through 32, inclusive.

JAMES W. GRIFFIN, SR., Chairman

Ordered passed on file.

*Denotes a unanimous committee vote.

AMENDMENTS FILED

1 Amend Senate File 394 as follows:

- 2 1. By inserting after the word "least" in line ten (10)
- 3 the following: "one year as a licensed salesman and".
- 4 2. By striking the period in line eleven (11) and insert-
- 5 ing in lieu thereof the following: "or two years as a licensed
- 6 salesman."

CHARLES K. SULLIVAN

1 Amend Senate File 1032 as follows:

- 2 1. Page 1, by striking all after the word "hereby" in
- 3 line 14 and all of line 15 and inserting in lieu thereof
- 4 the following:
- 5 "amended by adding after the period in line twelve
- 6 (12) the following:".
- 7 2. Page 1, by inserting in line 16 after the word "may"
- 8 the word ", however,".
- 9 3. Page 1, by striking from line 17 the words "primary
- 10 road system" and inserting in lieu thereof the words
- 11 "arterial system and arterial connector system".
- 12 4. Page 1, by striking from line 21 the words "primary
- 13 road system" and by inserting in lieu thereof the words
- 14 "arterial system and arterial connector system".
- 15 5. Page 1, by inserting in line 25 after the word
- 16 "program." "However, such highways shall not take
- 17 precedence over those with a low safety rating."

QUENTIN V. ANDERSON
LEE H. GAUDINEER, JR.
JAMES A. POTGETER

1 Amend Senate File 1115 by striking all after the enacting
2 clause and inserting in lieu thereof the following:

- 3 Section 1. 1. Each individual, estate, or trust required to file an
- 4 income tax return pursuant to division two (II), chapter four
- 5 hundred twenty-two (422) of the Code, who derives income from
- 6 the operation of a business, trade, or profession, other than
- 7 as an employee, shall pay a tax for the privilege of doing busi-
- 8 ness in this state of two and one-half percent of the net in-
- 9 come derived from the operation of such business, trade, or
- 10 profession, but the minimum tax assessable to any one taxpayer
- 11 shall be twenty dollars, which tax shall be a separate tax that
- 12 is levied in addition to the taxes provided for in chapter four
- 13 hundred twenty-two (422) of the Code. For the purposes of this
- 14 subsection, "net income" means the gross income derived from

15 such business, trade, or profession, less the expenses of carry-
16 ing on such business, trade, or profession, as computed for
17 federal income tax purposes pursuant to the provisions of the
18 United States Internal Revenue Code of 1954, as amended to
19 January 1, 1970. Partners or members of any unincorporated
20 association operating a business, trade, or profession, shall
21 pay the tax imposed by this subsection, based on the net income
22 attributable to each partner or member, and subject to the min-
23 imum tax for each partner or member.

24 2. Each foreign and domestic corporation required to file
25 an income tax return pursuant to division three (III), chapter four
26 hundred twenty-two (422) of the Code, in addition to any other
27 taxes imposed by such chapter, shall pay a separate and addi-
28 tional tax, for the privilege of doing business in this state,
29 of two and one-half percent of its net income computed as pro-
30 vided in section four hundred twenty-two point thirty-five
31 (422.35) of the Code, except that federal income taxes paid or
32 accrued shall not be deducted, and except as otherwise provided
33 in this Act. Each corporation organized under the provisions
34 of chapters four hundred ninety-six B (496B), four hundred
35 ninety-seven (497), four hundred ninety-eight (498), and four
36 hundred ninety-nine (499) of the Code, whether or not such cor-
37 poration is exempt from payment of income tax pursuant to divi-
38 sion three (III), chapter four hundred twenty-two (422) of the
39 Code, shall pay a separate and additional tax, for the privilege
40 of doing business in this state, of two and one-half percent
41 of its net income. For the purposes of this section, net in-
42 come of a corporation shall include distributed patronage divi-
43 dends, amounts allocated but withheld, and amounts earned but
44 not allocated by the corporation. Each corporation which does
45 business in the state of Iowa is required to report its full
46 and true income resulting from transactions completed in the
47 state of Iowa or from income-producing activity performed in
48 Iowa, and shall pay the tax imposed by this subsection on such
49 actual Iowa earned income. The minimum tax assessable to any
50 one taxpayer subject to the provisions of this subsection shall
51 be twenty dollars.

52 3. For the purposes of administering the provisions of
53 this section, the provisions of chapter four hundred twenty-
54 two (422) of the Code pertaining to the administration of the
55 income tax law, not in conflict with the provisions of this
56 section and including but not limited to the provisions relat-
57 ing to the filing of returns, the declaration of estimated tax,
58 the payment of income taxes and interest and penalties thereon,
59 refunds, hearings and appeals, periods of limitation, attach-
60 ment of liens for failure to pay such taxes, and civil and
61 criminal penalties for failure to comply with the provisions
62 of that chapter, shall govern the administration of the taxes
63 levied in this section.

64 4. The provisions of this section shall be effective for
65 all taxable years beginning on or after January 1, 1970.

66 Sec. 2. 1. As used in this section, unless the context otherwise
67 requires:

68 a. "Banking institution" means a state bank as defined
69 in chapter two hundred seventy-three (273), section one hun-

70 dred three (103), subsection nineteen (19), Acts of the Sixty-
71 third General Assembly, First Session, a trust company, an as-
72 sociation incorporated or authorized to do business under chap-
73 ter five hundred thirty-four (534) of the Code, or a national
74 bank having its principal office within this state.

75 b. "Net income" means net income as properly computed for
76 federal income tax purposes under the provisions of the Internal
77 Revenue Code of 1954, as amended to January 1, 1970.

78 2. An annual tax is hereby imposed upon each banking
79 institution for the privilege of transacting business within
80 this state during any part of each tax year, commencing
81 January 1, 1970. The tax shall be based upon and measured
82 by the net income of each banking institution for the preced-
83 ing calendar year, including the amount of income received
84 from tax-exempt securities. However, for the calendar years
85 1970 and 1971 only, every national bank having its principal
86 office within this state shall be subject to the annual tax
87 imposed by this subsection, according to and measured by its
88 net income in accordance with method number four, as provided
89 in title twelve (12), section five hundred forty-eight (548),
90 United States Code. In subsequent years, every national bank
91 having its principal office within this state shall be subject
92 to the tax imposed by this section in the same manner and to
93 the same extent as any other banking institution. The amount
94 of the tax shall be computed at a rate of four percent of such
95 net income. The liability for the tax imposed by this Act
96 shall arise upon the first day of each calendar year following
97 the year for which the net income is used as the base for
98 measuring the tax.

99 3. On or before the fifteenth day of April in each year,
100 each banking institution shall file a return with the director
101 of revenue, on forms to be provided by him, and shall remit the
102 tax imposed by this Act for the preceding calendar year. Taxes
103 due and unpaid by the fifteenth day of April for the preceding
104 calendar year shall be deemed delinquent, and a penalty of five
105 percent shall attach and be charged on all such delinquent
106 taxes, and interest shall be charged at the rate of three-
107 fourths of one percent per month of the original amount of
108 delinquent taxes until such taxes are paid. Upon receipt by
109 the director of revenue of the tax payable under this section,
110 he shall transmit the same to the treasurer of state to be
111 deposited in the general fund.

112 4. If at any time the director of revenue has reason to
113 verify the correctness of a return made to him under this
114 section, he may investigate the books and records of the bank-
115 ing institution in question. If any additional tax is due and
116 unpaid, it shall be paid by the banking institution within
117 thirty days after it receives notice from the director of
118 revenue. If the banking institution is found to have overpaid
119 its tax and to be entitled to a refund, such refund shall be
120 made by the director from the general fund of the state. In
121 enforcing this section, the director shall have access, upon
122 demand, to all books and records of any banking institution,
123 and shall also have access to all records, reports, and infor-
124 mation in the office of the superintendent of banking concern-

125 ing any banking institution. Information obtained from such
126 sources shall not be disclosed by the director or any of his
127 employees or agents, except as necessary in the enforcement
128 of the law. The amount of tax due, from the date of its assess-
129 ment, shall constitute a lien upon the assets of the banking
130 institution, and no dividend shall be declared or distributed
131 while any tax assessed under this section remains delinquent
132 and unpaid. The director shall provide hearings and appeals
133 for banking institutions, in the same manner as provided for
134 other taxpayers under sections four hundred twenty-two point
135 twenty-eight (422.28) and four hundred twenty-two point twenty-
136 nine (422.29) of the Code.

137 5. If any banking institution which has failed to file
138 a return or has filed an incorrect or insufficient return, and
139 which has been notified by the director of revenue of its
140 delinquency, refuses or neglects within thirty days after the
141 mailing of such notice to file a proper return, or if it files
142 a fraudulent return, the director shall determine the tax ac-
143 cording to his best information and belief, and shall assess
144 such tax at not more than double the amount so determined. The
145 director may allow further time for the filing of a return in
146 such case.

147 Any banking institution which, or any officer thereof who,
148 with intent to violate the provisions of this Act, makes,
149 renders, signs, or verifies any false or fraudulent return,
150 report, or statement required under this section, is guilty
151 of a public offense punishable by a fine of not more than one
152 thousand dollars, or by imprisonment for not to exceed one year,
153 or by both such fine and imprisonment.

154 The periods of limitation provided in section four hundred
155 twenty-two point twenty-five (422.25) of the Code apply to the
156 taxes imposed under this section.

157 Sec. 3. Chapter two hundred fifty-four (254), section one
158 (1), Acts of the Sixty-third General Assembly, First Session,
159 amending chapter three hundred fifty-six (356), section forty-
160 one (41), Acts of the Sixty-second General Assembly, is hereby
161 amended as follows:

162 1. By striking from line four (4) the words "not to exceed
163 two thousand seven".

164 2. By striking from line five (5) the words and figure
165 "hundred (2,700) dollars against" and inserting in lieu thereof
166 the words "one hundred percent of".

167 3. By striking from lines seven (7) and eight (8) the
168 words "owned by a person or business enterprise".

169 4. By striking lines nine (9) through twelve (12), in-
170 clusive.

171 Sec. 4. Chapter three hundred fifty-six (356), section
172 forty-two (42), Acts of the Sixty-second General Assembly, as
173 amended by chapter two hundred fifty-four (254), section two
174 (2), Acts of the Sixty-third General Assembly, First Session,
175 is hereby amended by striking lines nine (9) through thirty
176 (30), inclusive, and inserting in lieu thereof the following:

177 "The total assessed value of personal property for each
178 taxing district in 1969, after adjustment for equalization,
179 is the value for computation of the personal property tax

180 credit in 1970. In each succeeding year, value of personal
181 property for computation of the personal property tax credit
182 shall be determined as follows:

183 1. Determine a percentage which represents the ratio be-
184 tween the total assessed value of personal property and the
185 total assessed value of real property in each taxing district
186 in 1969.

187 2. Apply the percentage determined under subsection one
188 (1) of this section for each taxing district to the current
189 total assessed value of real property in that district."

190 Sec. 5. Chapter two hundred fifty-four (254), section
191 three (3), Acts of the Sixty-third General Assembly, First
192 Session, amending chapter three hundred fifty-six (356), sec-
193 tion forty-three (43), Acts of the Sixty-second General As-
194 sembly, is hereby repealed.

195 Sec. 6. Chapter two hundred fifty-four (254), section
196 four (4), Acts of the Sixty-third General Assembly, First Ses-
197 sion, amending chapter three hundred fifty-six (356), section
198 forty-four (44), Acts of the Sixty-second General Assembly,
199 is hereby repealed.

200 Sec. 7. Chapter two hundred fifty-four (254), section
201 five (5), Acts of the Sixty-third General Assembly, First
202 Session, amending chapter three hundred fifty-six (356), sec-
203 tion forty-five (45), Acts of the Sixty-second General Assembly,
204 is hereby amended by striking lines seven (7) through fifteen
205 (15), inclusive, and inserting in lieu thereof the words "each
206 year."

207 Sec. 8. Chapter three hundred fifty-six (356), section
208 forty-six (46), Acts of the Sixty-second General Assembly, is
209 hereby amended by striking lines one (1) through four (4), in-
210 clusive, and inserting in lieu thereof the following:

211 "Sec. 46. Each taxing district shall be paid the total
212 amount of taxes which are not collected in that district because
213 of the personal property tax credit, based upon the value of
214 personal property each year, as determined under chapter three
215 hundred fifty-six (356), section forty-two (42), Acts of the
216 Sixty-second General Assembly, as amended by this Act. The
217 amounts due each taxing district for the personal property
218 tax credit in the prior year, as certified by the county audi-
219 tor, shall be paid in two equal installments by the state
220 comptroller, on or before March fifteenth and September fif-
221 teenth of each year".

222 Sec. 9. Chapter three hundred fifty-six (356), section
223 forty-seven (47), Acts of the Sixty-second General Assembly,
224 as amended by chapter two hundred fifty-two (252), section four
225 (4), Acts of the Sixty-third General Assembly, First Session,
226 is hereby further amended by striking lines three (3) and four
227 (4) and inserting in lieu thereof the following: "carrying out
228 the provisions of chapter three hundred fifty-six (356), sec-
229 tions thirty-nine (39) through forty-six (46), inclusive, Acts
230 of the Sixty-second General Assembly, as amended by this Act."

231 2. Page 1, line 1, by striking from the title the word "in-
232 come" and inserting in lieu thereof the words "business
233 privilege".

1 Amend Senate File 1181, page 2, by inserting after
2 line 9 the following new sections:

3 1. Sec. 4. Section three hundred twenty-one point one
4 hundred eighty-nine (321.189), Code 1966, is hereby
5 amended by inserting in line eight (8) after the word
6 "a" the words "colored photograph and".

7 2. Sec. 5. Chapter three hundred twenty-one (321),
8 Code 1966, is hereby amended by adding the following new
9 section thereto:

10 "Under the provisions of this section a resident
11 individual may make application to the department for a
12 special operator's license for identification only. The
13 department shall upon payment of the required fee issue
14 such person an operator's license upon the usual license
15 form as set forth in section three hundred twenty-one
16 point one hundred eighty-nine (321.189) of the Code.
17 However, such license shall not grant the person to whom
18 it is issued the privilege to operate any motor vehicle,
19 or to supervise another in such operation. It shall be
20 plainly stamped across the face of such license that it
21 is for identification only and that it is not valid for
22 the operation of a motor vehicle. Such license shall be
23 valid for the same period of time and be renewable as
24 other operators' licenses. An application for an operator's
25 license or renewal thereof pursuant to this section shall
26 not be subject to or required to pass an examination as
27 provided in section three hundred twenty-one point one
28 hundred eighty-six (321.186) and three hundred twenty-one
29 point one hundred ninety-six (321.196) of the Code."

30 3. Sec. 6. Section three hundred twenty-one point one
31 hundred ninety-one (321.191), Code 1966, is hereby amended
32 by inserting after the period in line five (5) the following
33 new sentence:

34 "The fee for an operator's license issued to an
35 individual under section four (4) of this Act shall be
36 two dollars for a four-year period and one dollar for a
37 two-year period."

38 4. Sec. 7. The provisions of this Act shall become
39 effective for new and renewal licenses issued after
40 January 1, 1971.

VERNON H. KYHL

1 Amend Senate File 1184 as follows:

2 1. Page 1, by striking lines 7 through 25, inclusive.

3 2. Page 2, by striking lines 1 through 18, inclusive.
4 and inserting in lieu thereof the following:

5 As conditions precedent to the filing of a petition
6 with the commission, the person, company, or corporation
7 seeking the franchise shall provide each landowner, over
8 whose property pass the facilities for which the permit
9 is sought, with written notice by ordinary mail not less
10 than ten days prior to the time of the initial contact for
11 the procurement of right of way if such procurement is for
12 property rights less than title fee simple. Such written
13 notice shall include but not be limited to a general des-

14 cription of the proposed project, the purpose of the pro-
 15 posed project, the general nature of the right of way
 16 desired, a description of the procedures required to secure
 17 a permit, a statement that the power of condemnation can
 18 only be granted by the commission after a public hearing for
 19 which any landowner subject to condemnation will be given
 20 notice and the opportunity to appear and object, and such
 21 other information as the commission may prescribe. The
 22 commission shall prescribe the form and manner of providing
 23 such notice to the landowner, non-resident landowner, land-
 24 owners under a disability or otherwise not readily available.

25 For the purpose of this section, "landowner" means a
 26 person, company or corporation listed on the tax assessment
 27 rolls as responsible for the payment of taxes imposed on
 28 the real property and for purposes of providing written
 29 information the term "pipe line" means any line operating
 30 under pressure in excess of one hundred fifty pounds per
 31 square inch and extending a distance of not less than ten
 32 miles.

33 3. Page 2, by striking lines 27, 28, and 29 and
 34 inserting in lieu thereof the following subsection:

35 11. An allegation that the commission rules and
 36 regulations have been complied with in respect to the
 37 providing of written information to landowners concerning
 38 the project as required by section four hundred ninety
 39 point five (490.5) of the Code.

40 4. Page 2, by striking lines 30, 31 and 32 and
 41 inserting in lieu thereof the following:

42 Sec. 3. Chapter four hundred ninety (490), Code
 43 1966, is hereby amended by adding at the end thereof the
 44 following new section:

45 Rehearing and appeal procedures for any person,
 46 company, or corporation aggrieved by the action of the
 47 commission in granting or failing to grant a permit under
 48 the provisions of this chapter, shall be as provided in
 49 sections four hundred ninety A point twelve (490A.12)
 50 through four hundred ninety A point nineteen (490A.19),
 51 inclusive, of the Code.

LUCAS J. DeKOSTER
 JAMES W. GRIFFIN, SR.
 CHARLES G. MOGGED
 CHARLES O. LAVERTY
 GEORGE E. O'MALLEY
 C. JOSEPH COLEMAN

1 Amend Senate File 1185 as follows:

2 1. Page 1, by striking lines 18 through 25, inclusive.
 3 2. Page 2, by striking lines 1 through 29, inclusive, and
 4 inserting in lieu thereof the following:

5 As conditions precedent to the filing of a petition
 6 with the commission, the person, company, or corporation
 7 seeking the franchise shall provide each landowner over whose
 8 property pass the facilities for which the franchise is
 9 sought with written notice by ordinary mail not less than ten
 10 days prior to the time of the initial contact for the procurement

11 of right of way if such procurement is for property rights less
 12 than title fee simple. Such written notice shall include but
 13 not be limited to a general description of the proposed project, the
 14 purpose of the proposed project, the general nature of the right
 15 of way desired, a description of the procedures required to
 16 secure a franchise, a statement that the power of condemnation
 17 can only be granted by the Iowa state commerce commission
 18 after a public hearing for which any landowner subject to con-
 19 demnation will be given notice and the opportunity to appear and
 20 object, and such other information as the commission may
 21 prescribe. The commission shall prescribe the form and manner
 22 of providing such notice to the landowner, non-resident land-
 23 owner, landowners under a disability or otherwise not readily
 24 available.

25 For the purpose of this section, "landowner" means a
 26 person, company or corporation listed on the tax assessment
 27 rolls as responsible for the payment of taxes imposed on the
 28 real property and for purposes of providing written informa-
 29 tion the term "transmission line" means any line carrying
 30 thirty-four point five kilovolts or more and extending a
 31 distance of not less than two miles.

32 3. Page 2, by striking lines 32 through 35, inclusive.

33 4. Page 3, by striking lines 1, 2, 34 and 35.

34 5. Page 4, by striking lines 1, 2 and 3 and renumbering
 35 the subsections as required.

36 6. Page 3, by inserting after line 30, the
 37 following subparagraph:

38 "h. An allegation that the commission rules and regulations
 39 have been complied with in respect to the providing of written
 40 information to landowners concerning the project as required
 41 by section four hundred eighty-nine point two (489.2) of
 42 the Code."

43 7. Page 4, by striking lines 7, 8, 11, 12, 13, 18 and 19,
 44 and by renumbering the subsections as required.

45 8. Page 4, by striking lines 32 through 35, inclusive.

46 9. Page 5, by striking lines 1 through 4, inclusive, and
 47 inserting in lieu thereof the following:

48 "is hereby amended by adding at the end thereof the
 49 following new paragraph:

50 When the commission grants a franchise to any person,
 51 company, or corporation for the construction, erection,
 52 maintenance, and operation of a transmission lines, wires,
 53 and cables for the transmission of electricity, such person,
 54 company, or corporation shall be vested with the power of
 55 condemnation to such extent as the commission may approve
 56 and find necessary for public use."

57 10. Page 5, by striking lines 8 through 12, inclusive.

58 11. Page 5, by striking lines 14 through 18, inclusive,
 59 and inserting in lieu thereof the following: "Code 1966,
 60 is hereby amended by striking from line twelve (12) the
 61 words 'board of'."

62 12. Page 5, by striking lines 24 and 25, and renumbering
 63 the subsections as required.

64 13. Page 5, by striking lines 30 through 35, inclusive,

65 and inserting in lieu thereof the following: "(489.13),
 66 Code 1966, is hereby amended by striking from line five (5)
 67 the words 'board or'."

68 14. Page 6, by striking lines 30 through 33, inclusive,
 69 and inserting in lieu thereof the following:

70 "Rehearing and appeal procedures for any person, company,
 71 or corporation aggrieved by the action of the commission in
 72 granting or failing to grant a franchise under the provisions
 73 of this chapter, shall be as provided in".

74 15. By renumbering the foregoing sections.

LUCAS J. DeKOSTER
 JAMES W. GRIFFIN, SR.
 CHARLES G. MOGGED
 CHARLES O. LAVERTY
 GEORGE E. O'MALLEY
 C. JOSEPH COLEMAN

1 Amend Senate File 1202 by striking from page 1, lines
 2 13 through 18, inclusive, and inserting in lieu thereof the
 3 following section:

4 Sec. 2. This Act being deemed of immediate importance shall
 5 be in full force and effect from and after its final approval
 6 and publication in The O'Brien County Bell, a newspaper
 7 published at Primghar, Iowa and the Times-Democrat, a
 8 newspaper published at Davenport, Iowa.

MARVIN W. SMITH

1 Amend House File 663 on page 1, line 12, by
 2 inserting the words "or chapter five hundred four A
 3 (504A)" after the words "four (504)".

ARTHUR A. NEU

On motion of Senator Rigler, the Senate adjourned until 10:00
 a.m., Monday, February 9, 1970.

JOURNAL OF THE SENATE

TWENTY-NINTH DAY

SENATE CHAMBER,
DES MOINES, IOWA, MONDAY, FEBRUARY 9, 1970.

The Senate met in regular session, President pro tempore Lange presiding.

Prayer was offered by the Reverend Clifton W. Ellerbeck, pastor of the United Methodist Calvary Church, Walcott, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Friday, February 6, 1970, was approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows:
Senator Glenn for the day on request of Senator Dodds.

PETITION

The following petition was presented and placed on file:
By Senator Dodds, from thirty-two residents of Des Moines County favoring an increase in IPERS benefits.

VISITORS

Twenty-three students from Clearfield Community School, Clearfield, Iowa, accompanied by Mrs. Vera Carson.

CONSIDERATION OF BILLS

Senate File 1172

On motion of Senator Briles, Senate File 1172, a bill for an act relating to the maximum property tax levy for the county general fund, was taken up and considered.

SENATE FILE 1172 DEFERRED

Senator Gaudineer asked and received unanimous consent that further action on **Senate File 1172** be deferred and that the bill be placed on the calendar under unfinished business.

HOUSE AMENDMENT CONSIDERED

Senate File 1055

Senator Lamborn called up for consideration Senate File 1055, a bill for an act to provide a relocation advisory assistance program and relocation payments to persons displaced by highway projects, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 1055 as follows:

1. By striking all of section 12.
2. By renumbering section 13 as section 12.

The Senate concurred in the House amendment.

Senator Lamborn moved to reconsider the vote by which the Senate concurred in the House amendment, which motion prevailed.

Senator Lamborn moved that the Senate refuse to concur in the House amendment.

The motion prevailed and the Senate refused to concur in the House amendment.

UNFINISHED BUSINESS

Senate File 1032

On motion of Senator Gaudineer, Senate File 1032, a bill for an act relating to the primary road system, was taken up for further consideration.

Senator Gaudineer offered the following amendment filed by Senators Anderson, Gaudineer and Potgeter and moved its adoption:

Amend Senate File 1032 as follows:

1. Page 1, by striking all after the word "hereby" in line 14 and all of line 15 and inserting in lieu thereof the following:

"amended by adding after the period in line twelve (12) the following:"

2. Page 1, by inserting in line 16 after the word "may" the word "however,"

3. Page 1, by striking from line 17 the words "primary road system" and inserting in lieu thereof the words "arterial system and arterial connector system".

4. Page 1, by striking from line 21 the words "primary road system" and by inserting in lieu thereof the words "arterial system and arterial connector system".

5. Page 1, by inserting in line 25 after the word "program." "However, such highways shall not take precedence over those with a low safety rating."

The amendment was adopted.

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

On the question "Shall the bill pass?" (S.F. 1032) the vote was:

Ayes, 50:

Anderson	Dodds	Lavery	Potgeter
Arbuckle	Frey	Leonard	Rabedeaux
Balloun	Frommelt	Lucken	Reichardt
Bass	Gaudineer	McGill	Rigler
Bortell	Gilley	Mowry	Schaben
Briles	Griffin	Neu	Shaff
Brownlee	Hill	Nicholson	Shirley
Clarke	Hougen	Ollenburg	Smith
Coleman	Keith	O'Malley	Thorsen
Curran	Klink	Orr	Van Gilst
Davis	Kyhl	Palmer	Walsh
DeHart	Lamborn	Parker	Weimer
Denman	Lange		

Nays, 6:

Conklin	Kosek	Stephens	Sullivan
Erskine	Messerly		

Absent or not voting, 5:

DeKoster	Glenn	Mogged	Potter
Doderer			

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

Senate File 1098

On motion of Senator Clarke, Senate File 1098, a bill for an act relating to the installation of limited access diagonal highways and highway placement, was taken up for further consideration.

Senator Clarke offered the following amendment:

Amend Senate File 1098, page 1, by striking lines 4 through 20 inclusive, and by inserting in lieu thereof the following new section:

Section 1. Chapter three hundred six (306), Code 1966, is hereby amended by adding thereto the following:

"In areas of the state where the majority of highways are laid out on a grid system oriented on cardinal points, it shall be illegal to establish a limited access highway or section of highway, which extends in a diagonal direction for a distance of more than five miles at an angle of less than forty-five degrees with reference to the prevailing direction of the highway except with the approval of the general assembly by concurrent resolution or except where the highway is located parallel and adjacent to some previously existing physical feature which divides properties diagonally.

In establishing the location of any highway, the

highway authority shall consider the conservation of productive agricultural lands in evaluation of the location feasibility."

President Jepsen took the chair at 11:30 a.m.

(Consideration of Senate File 1098 pending at recess.)

SPECIAL ORDERS

Senator Rigler asked and received unanimous consent that **Senate File 1184** be made a special order of business for Wednesday, February 11, 1970, at 9:00 a.m.

Senator Rigler asked and received unanimous consent that **Senate File 1185** be made a special order of business for Wednesday, February 11, 1970, at 10:00 a.m.

On motion of Senator Rigler, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Jepsen presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File 208, a bill for an act relating to the platting and zoning jurisdiction in unincorporated areas outside of cities and towns.

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

House File 1005, a bill for an act relating to the operation of motor vehicles in cities and towns.

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

House File 1007, a bill for an act relating to municipal lighting districts.

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

House File 1093, a bill for an act relating to joint planning commissions.

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

House Concurrent Resolution 109, urging the Congress of the United States to take appropriate action to establish uniform regulations regarding markings of granular pesticides.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE CONCURRENT RESOLUTION 109

By Committee on Environmental Preservation

Whereas, the general public has become increasingly conscious of the hazards of pesticide misuse; and

Whereas, reported accidental pesticide poisonings particularly of domestic livestock have increased considerably in recent years in Iowa; and

Whereas, unmarked granular pesticides can be easily mistaken for feed nutrient supplements and are repeatedly found to be the cause of the accidental livestock poisonings; and

Whereas, color coding or distinctive markings of granular pesticides is a recommended method of reducing the unconscious misuse of granular pesticides; and

Whereas, uniform nationwide regulations for the color coding or other distinctive marking of granular pesticides would be effective, economical, and convenient to the general public and the pesticide industry; *Now, Therefore*,

Be It Resolved by the House, the Senate Concurring, That the General Assembly of the State of Iowa urges the Congress of the United States to take appropriate action to establish uniform regulations of color coding or other distinctive markings of granular pesticides; and

Be It Further Resolved, That copies of this resolution be transmitted to the Speaker of the United States House of Representatives, to the President of the United States Senate, and to each member of the Iowa delegation to the Congress of the United States.

INTRODUCTION OF BILLS

Senate File 1205, by Senators Walsh and Denman, a bill for an act relating to student tuition grants.

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

Senate File 1206, by Senator Walsh, a bill for an act relating to recruitment and advertising policies of area schools.

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

Senate File 1207, by committee on commerce (committee on commerce), a bill for an act to provide for fair trade practices by motor vehicle franchisors.

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

Senate File 1208, by Senators Potter, Weimer, Rabedaux, Stephens, Doderer, Lamborn, Kosek and Orr (Wells, Logue, Johnston of Johnson, Miller of Jones, Weichman, Hamilton, Crosier, Lipsky and McIntyre), a bill for an act to legalize and validate the acts and proceedings of the board of directors of the Merged Area (Education) X District in the counties of Benton, Cedar, Iowa, Johnson, Jones, Linn and Washington authorizing and providing for a voluntary contributory pension and retirement annuity plan for the regular full-time employees of said district.

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

Senate File 1209, by committee on commerce (committee on commerce), a bill for an act relating to membership on the board of directors of economic development corporations.

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

Senate File 1210, by Senator Messerly, a bill for an act relating to the licensing and regulation of water well contractors and pump installation contractors.

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

Senate File 1211, by Senators O'Malley, Walsh, Lamborn, Gaudineer, Frommelt, Van Gilst and Sullivan (Huff, Blouin, Crabb, Newton, Alt, Milligan and Ellsworth), a bill for an act to provide tuition grants, based upon financial need, to full-time resident post baccalaureate students attending accredited private institutions of higher education in Iowa.

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

Senate File 1212, by Senators Kosek and Weimer (Lippold, Ellsworth and Lipsky), a bill for an act relating to the establishment of zoos or zoological gardens and authorizing the levy of taxes and the issuance of bonds therefor.

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

HOUSE MESSAGES CONSIDERED

House File 208, a bill for an act relating to the platting and zoning jurisdiction in unincorporated areas outside of cities and towns.

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

House File 1005, a bill for an act relating to the operation of motor vehicles in cities and towns and roadways marked for three lanes of traffic.

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

House File 1007, a bill for an act relating to municipal lighting districts.

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

House File 1093, a bill for an act relating to joint planning commissions.

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

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Mogged, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Joint Resolution 7; Senate Files 203, 328, 337, 1011, 1081 and 1108; House Files 427, 452 and 737.

CHARLES G. MOGGED
Chairman, Senate Committee
ELIZABETH SHAW
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following resolution and bills: Senate Joint Resolution 7; Senate Files 203, 328, 337, 1011, 1081 and 1108; House Files 427, 452 and 737.

BILLS SENT TO THE GOVERNOR

Senator Mogged, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 9th day of February, 1970, sent to the Governor for his approval: Senate Files 203, 328, 337, 1011, 1081 and 1108.

CHARLES G. MOGGED, Chairman

Passed on file.

SPECIAL ORDER POSTPONED

Senator Rigler asked and received unanimous consent that the special order of business on **House File 720** be postponed until Thursday, February 12, 1970, at 9:00 a.m.

UNFINISHED BUSINESS

Senate File 1098

The Senate resumed consideration of Senate File 1098 and the amendment by Senator Clarke.

Senator Rabedeaux took the chair at 2:15 p.m.

President Jepsen took the chair at 3:15 p.m.

Senator Clarke moved the adoption of the amendment and requested a roll call.

On the question "Shall the amendment be adopted?" (S.F. 1098) the vote was:

Ayes, 39:

Anderson	DeKoster	Lange	Reichardt
Arbuckle	Dodds	Leonard	Rigler
Balloun	Frey	Lucken	Schaben
Bass	Frommelt	Messerly	Shaff
Bortell	Gilley	Mowry	Shirley
Briles	Hill	Neu	Smith
Brownlee	Keith	Nicholson	Stephens
Clarke	Klink	Ollenburg	Thordsen
Coleman	Kyhl	Potgeter	Walsh
Davis	Lamborn	Potter	

Nays, 18:

Conklin	Erskine	McGill	Palmer
Curran	Gaudineer	Mogged	Sullivan
DeHart	Griffin	O'Malley	Van Gilst
Denman	Kosek	Orr	Weimer
Doderer	Laverty		

Absent or not voting, 4:

Glenn	Hougen	Parker	Rabedeaux
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The amendment was adopted.

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

On the question "Shall the bill pass?" (S.F. 1098) the vote was:

Ayes, 33:

Anderson	Davis	Kyhl	Ollenburg
Arbuckle	Dodds	Lamborn	Potgeter
Balloun	Frey	Lange	Potter
Bass	Frommelt	Leonard	Reichardt
Bortell	Gilley	Lucken	Schaben
Briles	Hill	Mowry	Smith
Brownlee	Keith	Neu	Stephens
Clarke	Klink	Nicholson	Walsh
Coleman			

Nays, 24:

Conklin	Erskine	Messerly	Shaff
Curran	Gaudineer	Mogged	Shirley
DeHart	Griffin	O'Malley	Sullivan
DeKoster	Kosek	Orr	Thordsen
Denman	Laverty	Palmer	Van Gilst
Doderer	McGill	Rigler	Weimer

Absent or not voting, 4:

Glenn	Hougen	Parker	Rabedeaux
-------	--------	--------	-----------

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

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate File 1098 passed the Senate.

ANDREW FROMMELT

MOTION TO RECONSIDER

Senator Arbuckle asked unanimous consent to withdraw the motion to reconsider the vote by which **Senate File 1144** passed the Senate, filed by him on February 5, 1970.

Objection was raised.

Senator Arbuckle moved that his motion to reconsider the vote by which Senate File 1144 passed the Senate be withdrawn.

Senator Arbuckle withdrew his motion to withdraw the motion to reconsider.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate File 77, a bill for an act relating to licenses in the practice of medicine.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 359, a bill for an act relating to seasons for hunting fur-bearing animals.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 406, a bill for an act relating to records in the county recorder's office.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 407, a bill for an act relating to benefited water districts.

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

Senate File 410, a bill for an act relating to the creation and acquisition of conservation easements by voluntary means.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1083, a bill for an act to revise, update and correct certain sections of the Code of Iowa relating to schools.

Also: That the House has amended Senate amendment to, concurred in Senate amendment as amended, and passed the following bill in which the concurrence of the House was asked:

House File 77, a bill for an act relating to snowmobiles.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 77

Amend Senate File 77 as follows:

1. By striking lines 3 through 6 and inserting the following in lieu thereof:

Section 1. Section one hundred forty-seven point eighty (147.80), subsection seven (7), Code 1966, as amended by chapter one hundred thirty-eight (138), section one (1), and chapter one hundred thirty-nine (139), section one (1), Acts of the Sixty-third General Assembly, First Session, is hereby further amended by striking from line twenty-one (21) the word "five" and inserting in lieu thereof the word "fifteen".

2. By adding the following new section:

Sec. 4. Section one hundred fifty A point nine (150A.9), Code 1966, as amended by section two (2) of chapter one hundred sixty-five (165), Acts of the Sixty-second General Assembly, is hereby further amended as follows:

(1) By striking from line twenty-two (22) the word "fifteen" and inserting in lieu thereof the word "twenty-five".

(2) By striking from line twenty-four (24) the word "three" and inserting in lieu thereof the word "five".

3. Further amend the title to Senate File 77 by striking all after the word "licenses" and inserting in lieu thereof the words "to practice medicine, osteopathic medicine and surgery and podiatry."

HOUSE AMENDMENT TO SENATE FILE 359

Amend Senate File 359 by striking everything after the enacting clause and inserting in lieu thereof the following:

Section 1. Section one hundred nine point eighty-seven (109.87), Code 1966, is hereby amended as follows:

1. By striking from lines four (4) and five (5) the words "of any of the following varieties".

2. By striking from lines seven (7), eight (8), nine (9), and ten (10) the words "and embraced within the dates between September 1 and March 1 both dates inclusive, specified for each variety and each locality, respectively".

3. By striking the word "this" from line eighteen (18) and inserting after the word "section" the numbers "109.40".

4. By striking all of lines nineteen (19) through thirty-five (35).

HOUSE AMENDMENT TO SENATE FILE 406

Amend Senate File 406 by inserting on page 1, line 15, a new sentence following the word "indexed.":

"When an official record is so produced in miniature there shall at the same time be reproduced a security copy to be kept outside of the courthouse."

HOUSE AMENDMENT TO SENATE FILE 407

Amend Senate File 407 by adding thereto the following new section:

Sec. 2. Section three hundred fifty-seven point thirty-four (357.34), Code 1966, is hereby amended as follows:

1. By inserting before the comma in line two (2) the words "or the source of supply for such benefited water district is a municipal water system".
2. By inserting before the comma in line fourteen (14) the following words: "or of the board of waterworks trustees of said city or town if there be one,".
3. By striking from line twenty-one (21) the word and figures "chapter 397" and inserting in lieu thereof the following: "such provisions of law under which said city or town is then operating its waterworks".

HOUSE AMENDMENT TO SENATE FILE 1083

Amend Senate File 1083, as passed and reprinted by the Senate, as follows:

1. By striking on page 3, from line 25, the words "by striking in line", also all of lines 26 and 27 and inserting in lieu thereof the following: "as follows:
 - (1) By striking from lines twelve (12) and thirteen (13) the words 'in odd-numbered years'.
 - (2) By striking from line sixteen (16) the word 'six' and inserting in lieu thereof the word 'three'.
 - (3) By striking from lines nineteen (19) and twenty (20) the words 'odd-numbered year' and inserting in lieu thereof the words 'annual school'."
2. By inserting on page 3 after line twenty-seven (27) the following new section and appropriately renumbering the subsequent sections:

"Sec. 18. Section two hundred seventy-three point nine (273.9), Code 1966, is hereby amended as follows:

 - (1) By striking from line three (3) the word 'odd-numbered'.
 - (2) By striking from line five (5) the words 'two years' and inserting in lieu thereof the words 'one year'."
3. By striking on page 4 all of lines twenty-three (23) through twenty-nine (29) and inserting in lieu thereof the following section:

"Section two hundred seventy-three point twenty-two (273.22), Code 1966, as amended by chapter one hundred eighty-three (183), section three (3), Acts of the Sixty-third General Assembly, First Session, is hereby further amended as follows:

 - (1) By striking from subsection five (5), lines twelve (12) and thirteen (13) the words 'in odd-numbered years'.
 - (2) By striking from subsection five (5), line sixteen (16), the word 'six' and inserting in lieu thereof the word 'three'.
 - (3) By striking from subsection five (5), lines nineteen (19) and twenty (20) the words 'odd-numbered year'.

(4) By striking from subsection six (6), line thirteen (13), the word 'odd-numbered'.

(5) By striking from subsection six (6), line fifteen (15), the words 'two years' and inserting in lieu thereof the words 'one year'.

(6) By striking from subsection six (6), line sixteen (16), the word 'four' and inserting in lieu thereof the word 'two'."

4. By striking on page 7, in line eleven (11), the words "amended by striking", and all of lines twelve (12) and thirteen (13) and inserting in lieu thereof the word "repealed".

5. By striking on page 10, line thirty (30), the word "four" and inserting in lieu thereof the word "three".

HOUSE AMENDMENT TO SENATE AMENDMENT TO HOUSE FILE 77

Amend the Senate amendment to House File 77, by striking in lines 163 and 164 the words "from thirty minutes after sunset to thirty minutes before sunrise" and inserting in lieu thereof the following: "at any time from sunset to sunrise, and at such other times when conditions such as fog, snow, sleet, or rain provide insufficient lighting to render clearly discernible persons and vehicles at a distance of five hundred feet ahead".

BILLS ASSIGNED TO COMMITTEE

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

S. F. 1201	State government
S. F. 1202	Appropriations
S. F. 1204	Cities and towns
S. F. 1205	Higher education
S. F. 1206	Higher education
S. F. 1208	Judiciary
S. F. 1210	Agriculture
S. F. 1211	Higher education
S. F. 1212	County government
H. F. 208	Cities and towns
H. F. 1005	Transportation
H. F. 1093	Cities and towns

RESOLUTION SENT TO THE SECRETARY OF STATE

Senator Mogged, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 9th day of February, 1970, sent to the Secretary of State for deposit: Senate Joint Resolution 7.

CHARLES G. MOGGED, Chairman

Passed on file.

COMMUNICATION FROM THE SECRETARY OF THE SENATE

The Report to the Iowa Legislature of the Iowa Educational Broadcasting Network has been received and is now on file in the office of the Secretary of the Senate.

EXPLANATION OF VOTE

I was not present in the Senate chamber when the roll call vote was taken on House Concurrent Resolution 107. Had I been present I would have vote "No".

JAMES F. SCHABEN

REPORTS OF COMMITTEES

Senator Stephens submitted the following report:

MR. PRESIDENT: Your committee on agriculture, to which was referred **Senate File 1163**, a bill for an act relating to the marking and branding of livestock, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

RICHARD L. STEPHENS, Chairman

Ordered passed on file.

Senator Smith submitted the following reports:

MR. PRESIDENT: Your committee on higher education, to which was referred **Senate File 1169**, a bill for an act to authorize purchase of tax-sheltered annuities for employees of the state educational radio and television facility board, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

MARVIN W. SMITH, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on higher education, to which was referred **Senate Joint Resolution 1003**, a joint resolution to establish an interim committee to study the millage levy and related areas of financial support for area vocational school and community college districts, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

Amend Senate Joint Resolution 1003, page 1, by striking lines 15 through 22, inclusive, and by inserting in lieu thereof the following new paragraph:

Section 1. The Schools Committee of the House and the Higher Education Committee of the Senate shall jointly conduct during the 1970-1971 legislative interims a comprehensive study of the financial support of the merged area districts, including their "need for and advisability of" the three-fourths mill levy as well as its equitable use.

MARVIN W. SMITH, Chairman

Ordered passed on file.

*Denotes a unanimous committee vote.

AMENDMENTS FILED

1 Amend Senate File 1172 as follows:

2 1. Page 1, by striking from line 5, the word "as".

3 2. Page 1, by striking lines 6 through 14, inclusive, and
4 inserting in lieu thereof the following:

5 "by adding after line fourteen (14) the following new
6 paragraph:

7 "The foregoing mill levies may be increased by one
8 additional mill to provide funds for matching federal aid for
9 programs such as, but not limited to, crime control, public
10 health, welfare, civil defense and highway safety.'"

R. DEAN ARBUCKLE

1 Amend Senate File 1172 by striking lines 7 through 12,
2 inclusive.

DONALD S. MCGILL

1 Amend Senate File 1172 as follows:

2 1. Page 1, by striking lines 13 and 14.

3 2. Page 1, by inserting after line 12 a new subsection as
4 follows: "By striking lines eleven (11) through fourteen
5 (14), inclusive, and inserting in lieu thereof the following:

6 'than thirty-two million dollars, and not to exceed four mills
7 on a dollar in counties having an assessed valuation of thirty-
8 two million dollars or more and less than thirty-five million
9 dollars, and not to exceed three mills on a dollar in counties
10 having an assessed valuation of thirty-five million dollars or
11 more.'"

FRANCIS L. MESSERLY
C. JOSEPH COLEMAN
LEIGH R. CURRAN
JOHN L. MOWRY
W. CHARLENE CONKLIN

1 Amend Senate File 1172, page 1, by
2 adding after line 14 a new section as
3 follows:

4 Section four hundred forty-four point
5 nine (444.9), Code 1966, is hereby amended
6 by striking lines twenty-three (23) through
7 thirty (30), inclusive.

ROBERT R. DODDS

1 Amend the Kyhl amendment to Senate File 1181, filed
2 February 6, 1970, found on page 398 of the Senate Journal,
3 line 35 by striking the word and figure "four (4)" and
4 inserting in lieu thereof the figure "five (5)".

VERNON H. KYHL

1 Amend the DeKoster, et al., amendment to Senate File 1184,
2 filed February 6, 1970, and found on pages 398 and 399 of
3 the Senate Journal, by striking all of lines 7 and 8 and
4 substituting in lieu thereof the following:

5 "seeking the permit shall provide each landowner whose
6 property is to be crossed by the pipeline for which the
7 permit".

LUCAS J. DeKOSTER
JAMES W. GRIFFIN, SR.

- 1 Amend the DeKoster, et al., amendment to Senate File 1185, filed
February 6,
2 1970, found on pages 399 through 401 of the Senate
3 Journal as follows:
4 By inserting after line 1 the following new
5 division:
6 "Page 1, by striking lines 8 and 9 and re-
7 numbering the following subsection."

LUCAS J. DeKOSTER

- 1 Amend Senate File 1187, page 1, line 10, by inserting
2 after the word "revert" the words "half to the merged
3 area XIII school and half".

JAMES W. GRIFFIN, SR.

- 1 Amend Senate File 1187, page 1, by adding after line 16 a new
2 section as follows:
3 Chapter forty-nine (49), section one (1), Acts of the
4 Sixty-third General Assembly, First Session, is amended by
5 striking from lines three (3) and four (4) the words
6 "seven million one hundred thousand (7,100,000)" and inserting
7 in lieu thereof six million six hundred thousand (6,600,000)".

JOHN L. MOWRY

- 1 Amend Senate File 1187, page 1, by adding after line 16 a new
2 section as follows:
3 Chapter forty-nine (49), section one (1), Acts of the
4 Sixty-third General Assembly, First Session, is amended by
5 striking from lines three (3) and four (4) the words "seven
6 million one hundred thousand (7,100,000)" and inserting in
7 lieu thereof "six million five hundred forty-three thousand
8 (6,543,000)".

FRANCIS L. MESSERLY
JOHN L. MOWRY

- 1 Amend Senate File 1203 as follows:
2 1. Page 13, lines 11 and 12, by striking the words
3 "courts of this state are" and inserting in lieu thereof
4 the words "district court is".
5 2. Page 13, line 20, by inserting after the word
6 "process" the words ", notice or demand".
7 3. Page 13, line 22, by inserting after the word
8 "process" the words ", notice or demand".
9 4. Page 21, lines 1 and 2, by striking the words "courts
10 of this state have" and inserting in lieu thereof the
11 words "district court has".

COMMITTEE ON COMMERCE
JAMES W. GRIFFIN, SR., Chairman

- 1 Amend House File 720, as amended and passed by the House,
2 page 2, by striking lines 19 and 20 and inserting in lieu thereof
3 the following:
4 "Sec. 2. The attorney general of the state and the county
5 attorney of a county are hereby authorized to jointly".

R. DEAN ARBUCKLE

1 Amend House File 764, page 1, by adding after line 10
2 the following new section:
3 Chapter three hundred twenty-seven A (327A), Code
4 1966, is amended by adding the following new section
5 as follows:
6 "If there are qualified applicants for certificates
7 of convenience and necessity in a county, the commission
8 shall issue a minimum of three such certificates in each
9 county of the state."

QUENTIN V. ANDERSON
JAMES SCHABEN

On motion of Senator Rigler, the Senate adjourned until 9:00
a.m., Tuesday, February 10, 1970.

JOURNAL OF THE SENATE

THIRTIETH DAY

SENATE CHAMBER,
DES MOINES, IOWA, TUESDAY, FEBRUARY 10, 1970.

The Senate met in regular session, President pro tempore Lange presiding.

Prayer was offered by the Reverend Robert Karl Miller, pastor of the First Christian Church, Estherville, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Monday, February 9, 1970, was approved.

PETITION

The following petition was presented and placed on file.

By Senator Balloun, from forty-one residents of Tama and Benton Counties opposing the Oakdale Hospital program.

VISITORS

Fifty students from Fairmeadows Elementary School, West Des Moines, Iowa, accompanied by Mrs. Hansen and Mrs. Nordstrom.

Forty-six students from Pella Christian Grade School, Pella, Iowa, accompanied by their teacher, Mrs. Vande Lune, and their principal, Merle Alons.

Forty-four students from the Iowa School for the Deaf, Council Bluffs, Iowa, accompanied by their sponsors.

HOUSE AMENDMENTS CONSIDERED

Senate File 359

Senator McGill called up for consideration Senate File 359, a bill for an act relating to seasons for hunting fur-bearing animals, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 359 by striking everything after the enacting clause and inserting in lieu thereof the following:

Section 1. Section one hundred nine point eighty-seven (109.87), Code 1966, is hereby amended as follows:

1. By striking from lines four (4) and five (5) the words "of any of the following varieties".

2. By striking from lines seven (7), eight (8), nine (9), and ten (10) the words "and embraced within the dates between September 1 and March 1 both dates inclusive, specified for each variety and each locality, respectively".

3. By striking the word "this" from line eighteen (18) and inserting after the word "section" the numbers "190.40".

4. By striking all of lines nineteen (19) through thirty-five (35).

The Senate concurred in the House amendment.

Senator McGill moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 359) the vote was:

Ayes, 45:

Anderson	Erskine	Leonard	Potgeter
Arbuckle	Frey	McGill	Potter
Bass	Gilley	Messerly	Schaben
Bortell	Glenn	Mogged	Shaff
Brownlee	Griffin	Mowry	Smith
Clarke	Keith	Neu	Stephens
Conklin	Klink	Ollenburg	Sullivan
Curran	Kyhl	O'Malley	Thordsen
Davis	Lamborn	Orr	Van Gilst
DeHart	Lange	Palmer	Walsh
DeKoster	Laverty	Parker	Weimer
Dodds			

Nays, 1:

Balloun

Absent or not voting, 15:

Briles	Frommelt	Kosek	Reichardt
Coleman	Gaudineer	Lucken	Rigler
Denman	Hill	Nicholson	Shirley
Doderer	Hougen	Rabedeaux	

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

Senate File 77

Senator Frey called up for consideration Senate File 77, a bill for an act relating to licenses to practice medicine, osteopathic medicine and surgery and podiatry, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 77 as follows:

1. By striking lines 3 through 6 and inserting the following in lieu thereof:

Section 1. Section one hundred forty-seven point eighty (147.80), subsection seven (7), Code 1966, as amended by

chapter one hundred thirty-eight (138), section one (1), and chapter one hundred thirty-nine (139), section one (1), Acts of the Sixty-third General Assembly, First Session, is hereby further amended by striking from line twenty-one (21) the word "five" and inserting in lieu thereof the word "fifteen".

2. By adding the following new section:

Sec. 4. Section one hundred fifty A point nine (150A.9), Code 1966, as amended by section two (2) of chapter one hundred sixty-five (165), Acts of the Sixty-second General Assembly, is hereby further amended as follows:

(1) By striking from line twenty-two (22) the word "fifteen" and inserting in lieu thereof the word "twenty-five".

(2) By striking from line twenty-four (24) the word "three" and inserting in lieu thereof the word "five".

3. Further amend the title to Senate File 77 by striking all after the word "licenses" and inserting in lieu thereof the words "to practice medicine, osteopathic medicine and surgery and podiatry."

The Senate concurred in the House amendment.

Senator Frey moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 77) the vote was:
Ayes, 50:

Anderson	Dodds	Leonard	Potgeter
Arbuckle	Erskine	Lucken	Potter
Balloun	Frey	McGill	Reichardt
Bass	Gilley	Messerly	Schaben
Bortell	Glenn	Mogged	Shaff
Briles	Griffin	Mowry	Smith
Brownlee	Keith	Neu	Stephens
Clarke	Klink	Ollenburg	Sullivan
Coleman	Kosek	O'Malley	Thordsen
Conklin	Kyhl	Orr	Van Gilst
Curran	Lamborn	Palmer	Walsh
Davis	Lange	Parker	Weimer
DeKoster	Laverty		

Nays, none.

Absent or not voting, 11:

DeHart	Frommelt	Hougen	Rigler
Denman	Gaudineer	Nicholson	Shirley
Doderer	Hill	Rabedaux	

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

Senate File 406

Senator Messerly called up for consideration Senate File 406, a bill for an act relating to records in the county recorder's office,

amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 406 by inserting on page 1, line 15, a new sentence following the word "indexed.":

"When an official record is so produced in miniature there shall at the same time be reproduced a security copy to be kept outside of the courthouse."

The Senate concurred in the House amendment.

Senator Messerly moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 406) the vote was:

Ayes, 56:

Anderson	Denman	Lange	Parker
Arbuckle	Dodds	Lavery	Potgeter
Balloun	Dorerer	Leonard	Potter
Bass	Erskine	Lucken	Reichardt
Bortell	Frey	McGill	Schaben
Briles	Gilley	Messerly	Shaff
Brownlee	Glenn	Mogged	Shirley
Clarke	Griffin	Mowry	Smith
Coleman	Hougen	Neu	Stephens
Conklin	Keith	Nicholson	Sullivan
Curran	Klink	Ollenburg	Thordsen
Davis	Kosek	O'Malley	Van Gilst
DeHart	Kyhl	Orr	Walsh
DeKoster	Lamborn	Palmer	Weimer

Nays, none.

Absent or not voting, 5:

Frommelt	Hill	Rabedeaux	Rigler
Gaudineer			

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

Senate File 407

Senator Messerly called up for consideration Senate File 407, a bill for an act relating to benefited water districts, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 407 by adding thereto the following new section:

Sec. 2. Section three hundred fifty-seven point thirty-four (357.34), Code 1966, is hereby amended as follows:

1. By inserting before the comma in line two (2) the word "or the source of supply for such benefited water district is a municipal water system".

2. By inserting before the comma in line fourteen (14) the following words: "or of the board of waterworks trustees of said city or town if there be one,".

3. By striking from line twenty-one (21) the word and figures "chapter 397" and inserting in lieu thereof the following: "such provision of law under which said city or town is then operating its waterworks".

The Senate concurred in the House amendment.

Senator Messerly moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 407) the vote was:

Ayes, 43:

Arbuckle	Frey	Lucken	Reichardt
Balloun	Gilley	McGill	Schaben
Bass	Glenn	Messerly	Shaff
Bortell	Griffin	Mogged	Shirley
Briles	Hill	Mowry	Smith
Brownlee	Hougen	Neu	Stephens
Clarke	Keith	Nicholson	Thordsen
Conklin	Klink	O'Malley	Van Gilst
Davis	Kyhl	Palmer	Walsh
Denman	Lamborn	Parker	Weimer
Erskine	Lange	Potter	

Nays, 9:

Anderson	Dodds	Ollenburg	Potgeter
Coleman	Kosek	Orr	Sullivan
DeHart			

Absent or not voting, 9:

Curran	Frommelt	Lavery	Rabedeaux
DeKoster	Gaudineer	Leonard	Rigler
Doderer			

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

UNFINISHED BUSINESS

Senate File 1172

On motion of Senator Briles, Senate File 1172, a bill for an act relating to the maximum property tax levy for the county general fund, was taken up for further consideration.

Senator Messerly offered the following amendment filed by Senators Messerly, et al.:

Amend Senate File 1172 as follows:

1. Page 1, by striking lines 13 and 14.
2. Page 1, by inserting after line 12 a new subsection as follows: "By striking lines eleven (11) through fourteen (14), inclusive, and inserting in lieu thereof the following: 'than thirty-two million dollars, and not to exceed four mills on a dollar in counties having an assessed valuation of thirty-two million dollars or more and less than thirty-five million

dollars, and not to exceed three mills on a dollar in counties having an assessed valuation of thirty-five million dollars or more.' "

President Jepsen took the chair at 9:55 a.m.

President pro tempore Lange took the chair at 10:02 a.m.

Senator Arbuckle offered the following amendment to the amendment:

Amend the Messerly, et al., amendment to Senate File 1172 of February 9, 1970, by striking all after the colon in line 1 and inserting in lieu thereof the following:

1. By striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section four hundred forty-four point nine (444.9), Code 1966, subsection two (2), is amended by adding after line fourteen (14) a new paragraph:

'Any county having an assessed valuation of less than thirty-five million dollars may levy an additional one mill tax to provide funds for matching federal aid funds for programs such as, but not limited to, crime control, public health, civil defense and highway safety.' "

Senator Anderson moved that Senate File 1172 be re-referred to the committee on county government.

Division was called for.

The motion was lost.

Senator Arbuckle moved the adoption of the amendment to the amendment.

The amendment to the amendment lost.

Senator Messerly moved the adoption of the Messerly, et al., amendment and called for a division.

The amendment was adopted.

Senator McGill offered the following amendment and moved its adoption:

Amend Senate File 1172 by striking lines 7 through 12, inclusive.

Division was called for.

The amendment was adopted.

The Chair ruled out of order the amendment filed by Senator Arbuckle on February 9, 1970, and found on page 415 of the Senate Journal.

Senator Dodds offered the following amendment and moved its adoption:

Amend Senate File 1172, page 1, by adding after line 14 a new section as follows:

Section four hundred forty-four point nine (444.9), Code 1966, is hereby amended by striking lines twenty-three (23) through thirty (30), inclusive.

The amendment was adopted.

Senator Denman moved that Senate File 1172 be laid on the table.

The motion to table lost.

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

On the question "Shall the bill pass?" (S.F. 1172) the vote was:

Ayes, 24:

Balloun	DeKoster	Glenn	Neu
Briles	Denman	Klink	Ollenburg
Clarke	Dodds	Kosek	Orr
Conklin	Doderer	Lucken	Palmer
Curran	Frey	Messerly	Parker
Davis	Gilley	Mowry	Stephens

Nays, 33:

Anderson	Hill	Nicholson	Shaff
Arbuckle	Hougen	O'Malley	Shirley
Bass	Keith	Potgeter	Smith
Brownlee	Kyhl	Potter	Sullivan
Coleman	Lange	Rabedeaux	Thordsen
DeHart	Leonard	Reichardt	Van Gilst
Erskine	McGill	Rigler	Walsh
Frommelt	Mogged	Schaben	Weimer
Griffin			

Absent or not voting, 4:

Bortell	Gaudineer	Lamborn	Laverty
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The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

MESSAGE FROM THE HOUSE

The following message was received from the House:

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

House Concurrent Resolution 111, expressing the sorrow of the General Assembly over the passing of the Honorable Ben Jensen.

WILLIAM R. KENDRICK, Chief Clerk

ADOPTION OF HOUSE CONCURRENT RESOLUTION 111

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

HOUSE CONCURRENT RESOLUTION 111

By Johnson of Audubon-Guthrie, Nielsen and Fisher of Greene

Whereas, the membership of the Sixty-third General Assembly, Second Session, has learned with great sorrow of the passing of the Honorable Ben Jensen of Audubon County, on the 5th day of February, 1970; and

Whereas, the Honorable Ben Jensen has served the Seventh District and the State of Iowa with distinction for twenty-six years in the Congress of the United States; now therefore,

Be It Resolved by the House of Representatives of the Sixty-third General Assembly, the Senate Concurring, That in the passing of the Honorable Ben Jensen the state has lost an honored citizen and a faithful and useful servant, and the General Assembly by this resolution would express its appreciation of his service and tender its sympathy to the members of his family.

The motion prevailed and the resolution was adopted.

UNFINISHED BUSINESS

House File 762

On motion of Senator Griffin, House File 762, a bill for an act relating to motor vehicle certificated carrier fees, was taken up for further consideration.

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

On the question "Shall the bill pass?" (H.F. 762) the vote was:

Ayes, 7:

Brownlee	Kyhl	Potgeter	Sullivan
Erskine	Mogged	Rigler	

Nays, 51:

Anderson	Denman	Lamborn	Parker
Arbuckle	Dodds	Lange	Potter
Balloun	Doderer	Leonard	Rabedaux
Bass	Frey	Lucken	Reichardt
Bortell	Frommelt	McGill	Schaben
Briles	Gilley	Messerly	Shaff
Clarke	Glenn	Mowry	Shirley
Coleman	Griffin	Neu	Smith
Conklin	Hill	Nicholson	Stephens
Curran	Hougen	Ollenburg	Thordsen
Davis	Keith	O'Malley	Van Gilst
DeHart	Klink	Orr	Walsh
DeKoster	Kosek	Palmer	

Voting present, 1:

Weimer

Absent or not voting, 2:

Gaudineer Lavery

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

HOUSE FILE 763 RE-REFERRED TO COMMITTEE

Senator Griffin asked and received unanimous consent that **House File 763** be re-referred to the committee on **commerce**.

Senator Griffin asked unanimous consent that **House File 764** be re-referred to the committee on **commerce**.

Objection was raised.

CONSIDERATION OF BILLS

House File 764

On motion of Senator Griffin, House File 764, a bill for an act relating to liquid transport carrier application filing fees, with reports of committee recommending passage, was taken up, considered, and the reports of the committee adopted.

Senator Schaben offered the following amendment:

Amend House File 764, page 1 by adding after line 10 the following new section:

Chapter three hundred twenty-seven A (327A), Code 1966, is amended by adding the following new section as follows:

"If there are qualified applicants for certificates of convenience and necessity in a county, the commission shall issue a minimum of three such certificates in each county of the state."

Senator Rigler raised a point of order on the amendment for the reason that it was not germane to the title of the bill.

The Chair ruled the point well taken and the amendment out of order.

HOUSE FILE 764 RE-REFERRED TO COMMITTEE

Senator Griffin asked and received unanimous consent that **House File 764** be re-referred to the committee on **commerce**.

CONSIDERATION OF BILLS

Senate File 1174

On motion of Senator Kyhl, Senate File 1174, a bill for an act

relating to tests administered to receive a driver's license, was taken up and considered.

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

On the question "Shall the bill pass?" (S.F. 1174) the vote was:

Ayes, 57:

Anderson	Doderer	Lange	Potter
Arbuckle	Erskine	Leonard	Rabedeaux
Balloun	Frey	Lucken	Reichardt
Bass	Frommelt	McGill	Rigler
Bortell	Gilley	Messerly	Schaben
Briles	Glenn	Mogged	Shaff
Brownlee	Griffin	Neu	Shirley
Clarke	Hill	Nicholson	Smith
Coleman	Hougen	Ollenburg	Stephens
Conklin	Keith	O'Malley	Sullivan
Davis	Klink	Orr	Thorsen
DeHart	Kosek	Palmer	Van Gilst
DeKoster	Kyhl	Parker	Walsh
Denman	Lamborn	Potgeter	Weimer
Dodds			

Nays, none.

Absent or not voting, 4:

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

Senate File 1179

On motion of Senator Neu, Senate File 1179, a bill for an act relating to distribution of trademarked articles, was taken up and considered.

Senator Balloun offered the following amendment and moved its adoption:

Amend Senate File 1179, page 1, by striking lines 6 and 7 and inserting in lieu thereof the following sentence:

"In sales made to tax supported institutions or governmental subdivisions."

(Consideration of Senate File 1179 and the Balloun amendment pending at recess.)

On motion of Senator Rigler, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President pro tempore Lange presiding.

MESSAGE FROM THE HOUSE

The following message was received from the House:

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

House File 1155, a bill for an act relating to certain expenditures by county boards of supervisors.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE MESSAGE CONSIDERED

House File 1155, a bill for an act relating to certain expenditures by county boards of supervisors.

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

INTRODUCTION OF BILLS

Senate File 1213, by Senator Sullivan, a bill for an act relating to the taxation of charitable and nonprofit corporations.

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

Senate File 1214, by Senators Kosek and Potter (Wells, Lipsky and Crosier), a bill for an act to exempt municipally-owned parking lots from payment of tax on gross taxable services.

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

Senate File 1215, by Senator Doderer, a bill for an act authorizing a tax levy to create a county public health fund.

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

Senate File 1216, by Senator Walsh (Koch), a bill for an act relating to political party state central committees.

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

Senate File 1217, by committee on state government, a bill for an act relating to the Iowa public employees' retirement system, wages covered and the payment of benefits under such system.

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

Senate File 1218, by committee on judiciary, a bill for an act relating to larceny of a security interest in collateral.

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

CONSIDERATION OF BILLS

Senate File 1179

The Senate resumed consideration of Senate File 1179 and the Balloun amendment.

Senator Balloun asked and received unanimous consent to withdraw his amendment.

Senator Neu offered the following amendment by Senators Balloun and Neu and moved its adoption:

Amend Senate File 1179 by striking lines 6 and 7 and inserting in lieu thereof the following sentence:

"In sales made to the state, its departments, commissions, agencies, boards and its governmental subdivisions."

The amendment was adopted.

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

On the question "Shall the bill pass?" (S.F. 1179) the vote was:

Ayes, 47:

Anderson	Erskine	Lange	Rabedeaux
Arbuckle	Frey	Leonard	Rigler
Balloun	Frommelt	McGill	Schaben
Bass	Gilley	Messerly	Shaff
Bortell	Glenn	Mowry	Shirley
Clarke	Hill	Neu	Smith
Coleman	Hougen	Nicholson	Stephens
Conklin	Keith	Ollenburg	Sullivan
Davis	Klink	Orr	Thordsen
DeKoster	Kosek	Palmer	Van Gilst
Dodds	Kyhl	Parker	Weimer
Doderer	Lamborn	Potter	

Nays, none.

Voting present, 1:

O'Malley

Absent or not voting, 13:

Briles	Denman	Laverty	Potgeter
Brownlee	Gaudineer	Lucken	Reichardt
Curran	Griffin	Mogged	Walsh
DeHart			

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

Senate File 1180

On motion of Senator Neu, Senate File 1180, a bill for an act relating to unfair trade discrimination, was taken up and considered.

Senator Balloun offered the following amendment filed by Senators Balloun and Neu and moved its adoption:

Amend Senate File 1180, page 1, by striking lines 6, 7, and 8 and inserting in lieu thereof the following words:

"contract or agreement relating to any sale made to the state, its departments, commissions, agencies, boards and its governmental subdivisions."

The amendment was adopted.

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

On the question "Shall the bill pass?" (S.F. 1180) the vote was:

Ayes, 48:

Anderson	Erskine	Lange	Potter
Arbuckle	Frey	Leonard	Rabedeaux
Balloun	Frommelt	McGill	Rigler
Bass	Gilley	Messerly	Schaben
Bortell	Glenn	Mowry	Shaff
Clarke	Hill	Neu	Shirley
Coleman	Hougen	Nicholson	Smith
Conklin	Keith	Ollenburg	Stephens
Davis	Klink	O'Malley	Sullivan
DeKoster	Kosek	Orr	Thordsen
Dodds	Kyhl	Palmer	Van Gilst
Doderer	Lamborn	Parker	Weimer

Nays, none.

Absent or not voting, 13:

Briles	Denman	Laverty	Potgeter
Brownlee	Gaudineer	Lucken	Reichardt
Curran	Griffin	Mogged	Walsh
DeHart			

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

MOTION TO RECONSIDER LOST

Senator Arbuckle asked unanimous consent to withdraw the motion to reconsider the vote by which Senate File 1144 passed the Senate, filed by him on February 5, 1970.

Objection was raised.

Senator Arbuckle moved to reconsider the vote by which Senate File 1144 passed the Senate.

Roll call was requested.

On the question "Shall the motion to reconsider be adopted?" (S.F. 1144) the vote was:

Rule 24 was invoked.

Ayes, 27:

Briles	Glenn	Messerly	Schaben
Conklin	Hill	Mowry	Shaff
Davis	Hougen	Neu	Stephens
DeKoster	Klink	Nicholson	Sullivan
Dodds	Lamborn	Ollenburg	Van Gilst
Frey	Leonard	Potter	Weimer
Gilley	McGill	Reichardt	

Nays, 30:

Anderson	DeHart	Lange	Potgeter
Arbuckle	Doderer	Lucken	Rabedeaux
Balloun	Erskine	Mogged	Rigler
Bass	Frommelt	O'Malley	Shirley
Bortell	Griffin	Orr	Smith
Brownlee	Keith	Palmer	Thordsen
Clarke	Kosek	Parker	Walsh
Coleman	Kyhl		

Absent or not voting, 4:

Curran	Denman	Gaudineer	Laverty
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The motion lost.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Mogged, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate File 1088.

CHARLES G. MOGGED
Chairman, Senate Committee
ELIZABETH SHAW
Chairman, House Committee

Report adopted.

BILL SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bill: Senate File 1088.

BILL SENT TO THE GOVERNOR

Senator Mogged, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports

that it has, on this 10th day of February, 1970, sent to the Governor for his approval: Senate File 1088.

CHARLES G. MOGGED, Chairman

Passed on file.

The Senate stood at ease until the fall of the gavel.

HOUSE AMENDMENT TO SENATE AMENDMENT CONSIDERED

House File 77

Senator Erskine called up for consideration House File 77, a bill for an act relating to snowmobiles, amended by the Senate, and further amended by the House, and moved that the Senate concur in the following amendment:

Amend the Senate amendment to House File 77, by striking in lines 163 and 164 the words "from thirty minutes after sunset to thirty minutes before sunrise" and inserting in lieu thereof the following: "at any time from sunset to sunrise, and at such other times when conditions such as fog, snow, sleet, or rain provide insufficient lighting to render clearly discernible persons and vehicles at a distance of five hundred feet ahead".

Roll call was requested.

On the question "Shall the Senate concur in the House amendment?" (H.F. 77) the vote was:

Ayes, 32:

Anderson	Dodds	Kyhl	Potgeter
Bortell	Erskine	Lange	Potter
Briles	Frey	Leonard	Schaben
Brownlee	Griffin	Lucken	Smith
Coleman	Hougen	Mogged	Stephens
Davis	Keith	Nicholson	Sullivan
DeHart	Klink	Ollenburg	Van Gilst
DeKoster	Kosek	Parker	Walsh

Nays, 23:

Arbuckle	Frommelt	Messerly	Reichardt
Balloun	Gilley	Mowry	Rigler
Bass	Glenn	Neu	Shaff
Clarke	Hill	Orr	Thordsen
Conklin	Lamborn	Palmer	Weimer
Doderer	McGill	Rabedeaux	

Absent or not voting, 6:

Curran	Gaudineer	O'Malley	Shirley
Denman	Laverty		

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

On motion of Senator Erskine, the Senate amendment as amended was adopted.

Senator Erskine moved that the bill as amended by the Senate, further amended by the House, and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 77) the vote was:

Ayes, 45:

Anderson	Dodds	Lange	Potter
Arbuckle	Erskine	Leonard	Reichardt
Balloun	Frey	Lucken	Rigler
Bortell	Gilley	McGill	Schaben
Brownlee	Griffin	Messerly	Shaff
Clarke	Hougen	Mogged	Smith
Coleman	Keith	Neu	Stephens
Conklin	Klink	Nicholson	Sullivan
Davis	Kosek	Ollenburg	Thordsen
DeHart	Kyhl	Parker	Van Gilst
DeKoster	Lamborn	Potgeter	Walsh
Denman			

Nays, 11:

Bass	Frommelt	Mowry	Rabedeaux
Briles	Glenn	Orr	Weimer
Doderer	Hill	Palmer	

Absent or not voting, 5:

Curran	Laverty	O'Malley	Shirley
Gaudineer			

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

Senator Erskine moved that the vote by which **House File 77** passed the Senate be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

EXPLANATION OF VOTE

I attempted to get Senate approval of the motion to reconsider Senate File 1144 and voted "aye" on the motion. When my count indicated that I was not on the prevailing side I changed my vote to "Nay" in order to file a motion to reconsider. However, I found later that rules prevent such a motion in this particular case.

CHARLES F. BALLOUN

EXPLANATION OF VOTE

Although I do not favor rural diagonal roads where they can be avoided, I voted against Senate File 1098 because I do not feel the legislature should be deciding this administrative matter. The highway commission now handles such business. This bill would have stopped construction of Interstate 35, and I do not feel this bill is in the interest of total population of Iowa.

JOAN ORR

EXPLANATION OF VOTE

This morning while I was called out of the chamber for a conference, the following bill was considered: Senate File 1172. If I had been in the Senate chamber, I would have voted "Nay" on this bill.

GLEN E. BORTELL

PROOF OF PUBLICATION

Published copy of Senate File 1208 and verified proofs of publication of said bill in The Cedar Rapids Gazette, and the Iowa City Press-Citizen for one week, commencing January 26, 1970, were filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

CARROLL A. LANE
Secretary of the Senate

REPORTS OF COMMITTEES

Senator Potgeter submitted the following report:

MR. PRESIDENT: Your committee on Iowa development, to which was referred **House File 663**, a bill for an act to provide aid for historical purposes, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:***

Amend House File 663 on page 1, line 12, by inserting the words "or chapter five hundred four A (504A)" after the words (504)".

JAMES A. POTGETER, Chairman

Ordered passed on file.

Senator Kyhl submitted the following reports:

MR. PRESIDENT: Your committee on law enforcement, to which was referred **Senate File 1122**, a bill for an act relating to seals on alcoholic liquor, begs leave to report it has had the same under consideration and recommends the same **do pass.***

VERNON H. KYHL, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on law enforcement, to which was referred **Senate File 1147**, a bill for an act relating to damages suffered by persons who enter real property with intent to commit a crime, begs leave to report it has had the same under consideration and recommends the same **do pass.**

VERNON H. KYHL, Chairman

Ordered passed on file.

Senator Lamborn submitted the following reports:

MR. PRESIDENT: Your committee on transportation, to which was referred **Senate File 1157**, a bill for an act relating to closed highways, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

Amend Senate File 1157 by adding the following new sentence after the period in line 10:

For purposes of this Act, a section of highway shall

be considered closed only if an approved detour is provided.

CLIFTON C. LAMBORN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on transportation, to which was referred **House File 1016**, a bill for an act relating to the transportation of agricultural and horticultural products and livestock, begs leave to report it has had the same under consideration and recommends the same **do pass**.

CLIFTON C. LAMBORN, Chairman

Ordered passed on file.

*Denotes a unanimous committee vote.

AMENDMENTS FILED

- 1 Amend the House amendment to Senate File 1083 by adding the
- 2 following new division:
- 3 "6. Further amend page 10, line 34, by striking the
- 4 word 'four' and inserting in lieu thereof the word 'three'."

W. CHARLENE CONKLIN

- 1 Amend Senate File 1178 as follows:
- 2 1. Page 1, by striking from lines 14 and 15 the words and
- 3 numbers "chapter three hundred twenty-four (324)" and in-
- 4 serting in lieu thereof the words and numbers "section three
- 5 hundred twenty-four point fifty-two (324.52)".
- 6 2. Page 4, by striking lines 30 through 35, inclusive.
- 7 3. Page 5, by striking lines 1 through 6, inclusive, and
- 8 inserting in lieu thereof the following:
- 9 "Authority is hereby given to the department of revenue to
- 10 enforce the provisions of divisions I, II, and IV of this
- 11 chapter and employees of the department of revenue designated
- 12 as enforcement officers shall have the power of peace officers
- 13 in the performance of such duties. The division of motor
- 14 truck regulation of the department of public safety shall en-
- 15 force the provisions of division III of this chapter.
- 16 It is the duty of all sheriffs, deputy sheriffs, con-
- 17 stables, and other peace officers to aid in enforcing the pro-
- 18 visions of this chapter, and to make investigations and sub-
- 19 mit reports at the request of the department of revenue or
- 20 the commissioner of public safety in their respective counties.
- 21 Such officers may stop conveyances suspected to be illegally
- 22 transporting motor fuel on the highways, and may investigate
- 23 the cargo for that purpose and seize and impound such cargo
- 24 and conveyance when it appears that such conveyance is being
- 25 operated in violation of the provisions of this chapter."

EUGENE M. HILL

- 1 Amend Senate File 1184 as follows:
- 2 1. Page 1, lines 8 and 9, by striking the words
- 3 "six months" and inserting in lieu thereof the words
- 4 "thirty days".
- 5 2. Page 2, line 11, by striking the words "if a"

6 and by inserting in lieu thereof a period, and by
7 striking lines 12 and 13, inclusive.

ROGER J. SHAFF
JAMES E. BRILES
JAMES A. POTGETER
BASS VAN GILST
WAYNE KEITH

1 Amend the DeKoster, et al., amendment to
2 Senate File 1184, dated February 6, 1970, and
3 found on pages 398 and 399 of the Senate Journal,
4 by striking in line 10 the word "ten" and
5 inserting in lieu thereof the word "thirty".

ROBERT R. DODDS

1 Amend Senate File 1184 as follows:
2 1. Page 1, line 12, by striking the words
3 "or his designee" and inserting in lieu thereof
4 "the counsel of the commission, or a hearing
5 examiner designated by the commission".
6 2. Page 1, line 24, by inserting after the
7 word "property" the following "and any person,
8 company or corporation in possession of or residing
9 on the property".

ROGER J. SHAFF

1 Amend Senate File 1185 as follows:
2 1. Page 1, lines 19 and 20, by striking the words
3 "six months" and inserting in lieu thereof the words
4 "thirty days".
5 2. Page 2, line 22, by inserting a period
6 after the word "weeks" and by striking the remainder
7 of lines 22, 23, and 24.

ROGER J. SHAFF
JAMES E. BRILES
JAMES A. POTGETER
BASS VAN GILST
WAYNE KEITH

1 Amend Senate File 1185 as follows:
2 1. Page 1, line 23, by striking the words "or
3 his designee" and inserting in lieu thereof "the
4 counsel of the commission, or a hearing examiner desig-
5 nated by the commission".
6 2. Page 2, line 10, by inserting after the word
7 "property" the following "and any person, company or
8 corporation in possession of or residing on the property".

ROGER J. SHAFF

1 Amend Senate File 1191, page 1, line 6, by striking the
2 words "MOURNING DOVES" and inserting in lieu thereof the
3 words "MALE MOURNING DOVES".

FRANCIS L. MESSERLY
CHARLES G. MOGGED
ERNEST KOSEK
EDWARD E. NICHOLSON
ROGER J. SHAFF
ELMER F. LANGE

PEARLE P. DeHART
FLOYD GILLEY
J. LESLIE LEONARD
THOMAS J. FREY
CHARLES F. BALLOUN
CLIFTON C. LAMBORN
WAYNE D. KEITH

- 1 Amend House File 150 on page 6, lines 8 and 9
- 2 by striking the words "a registered public accountant or".

ARTHUR A. NEU

On motion of Senator Rigler, the Senate adjourned until 9:00 a.m., Wednesday, February 11, 1970.

JOURNAL OF THE SENATE

THIRTY-FIRST DAY

SENATE CHAMBER,
DES MOINES, IOWA, WEDNESDAY, FEBRUARY 11, 1970.

The Senate met in regular session, President Jepsen presiding.

Prayer was offered by the Reverend Allen E. Hermeier, pastor of the St. Paul's Lutheran Church, Atlantic, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Tuesday, February 10, 1970, was approved.

VISITORS

Forty-two students from Lamoni Community School, Lamoni, Iowa, accompanied by Mrs. Bonnie Kruse and Frank Affanato.

Sixteen students from Iowa Town and Country Y.W.C.A. and Atlantic High School, Atlantic, Iowa, accompanied by Gail Morse.

Fourteen students from Iowa Town and Country Y.W.C.A. and Essex High School, Essex, Iowa, accompanied by Dr. Clifford Stokes.

Thirteen students from Iowa Town and Country Y.W.C.A. and Creston High School, Creston, Iowa, accompanied by Mrs. Lowry Hicks.

Seventy students from Merrill Junior High School, Des Moines, Iowa, accompanied by Mrs. Johnson and Mr. Mussell.

INTRODUCTION OF BILLS

Senate File 1219, by Senators Kosek and Potter (Wells, Lipsky and Crosier), a bill for an act relating to the amount of the primary road construction fund to be expended for maintenance in cities and towns.

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

Senate File 1220, by Senators Kosek and Potter (Crosier, Lipsky and Wells), a bill for an act relating to the amount of funds authorized to be expended for primary road system improvements in cities and towns.

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

Senate File 1221, by Senators Kyhl, Potgeter, Walsh, Rigler and Schaben, a bill for an act relating to members of the interstate cooperation commission.

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

Senate File 1222, by Senator Hougen, a bill for an act relating to the assessment of property.

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

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Mogged, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 339, 410 and 1069.

CHARLES G. MOGGED
Chairman, Senate Committee
ELIZABETH SHAW
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: Senate Files 339, 410 and 1069.

BILLS SENT TO THE GOVERNOR

Senator Mogged, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 11th day of February, 1970, sent to the Governor for his approval: Senate Files 339, 410 and 1069.

CHARLES G. MOGGED, Chairman

Passed on file.

SENATOR HONORED

Senator Ollenburg rose on a point of personal privilege to announce that a member of the Senate, the Honorable Leigh R. Curran, has been selected for the Cattlemen's Hall of Fame by the Iowa Beef Producers' Association.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Chair announced the special order of business for the consideration of Senate File 1184.

CONSIDERATION OF BILLS

Senate File 1184

On motion of Senator Briles, Senate File 1184, a bill for an act relating to pipelines and the power of eminent domain exercised by pipeline companies, was taken up and considered.

Senator Shaff offered the following amendment filed by Senators Shaff, et al., and moved its adoption :

Amend Senate File 1184 as follows :

1. Page 1, lines 8 and 9, by striking the words "six months" and inserting in lieu thereof the words "thirty days".
2. Page 2, line 11, by striking the words "if a" and by inserting in lieu thereof a period, and by striking lines 12 and 13, inclusive.

The amendment was adopted.

Senator Shaff offered the following amendment and moved its adoption :

Division 1.

Amend Senate File 1184 as follows :

1. Page 1, line 12, by striking the words "or his designee" and inserting in lieu thereof "the counsel of the commission, or a hearing examiner designated by the commission".

Division 2.

2. Page 1, line 24, by inserting after the word "property" the following "and any person, company or corporation in possession of or residing on the property".

The amendment was adopted.

Senator Potgeter offered the following amendment and moved its adoption :

Amend Senate File 1184, page 2, line 14, by inserting after the word "landowner" the words "under this chapter".

The amendment was adopted.

Senator DeKoster offered the following amendment by Senators DeKoster, et al. :

- 1 Amend Senate File 1184 as follows :
- 2 1. Page 1, by striking lines 7 through 25, inclusive.
- 3 2. Page 2, by striking lines 1 through 18, inclusive,

4 and inserting in lieu thereof the following:

5 As conditions precedent to the filing of a petition
6 with the commission, the person, company, or corporation
7 seeking the franchise shall provide each landowner, over
8 whose property pass the facilities for which the permit
9 is sought, with written notice by ordinary mail not less
10 than ten days prior to the time of the initial contact for
11 the procurement of right of way if such procurement is for
12 property rights less than title fee simple. Such written
13 notice shall include but not be limited to a general des-
14 cription of the proposed project, the purpose of the pro-
15 posed project, the general nature of the right of way
16 desired, a description of the procedures required to secure
17 a permit, a statement that the power of condemnation can
18 only be granted by the commission after a public hearing for
19 which any landowner subject to condemnation will be given
20 notice and the opportunity to appear and object, and such
21 other information as the commission may prescribe. The
22 commission shall prescribe the form and manner of providing
23 such notice to the landowner, non-resident landowner, land-
24 owners under a disability or otherwise not readily available.

25 For the purpose of this section, "landowner" means a
26 person, company or corporation listed on the tax assessment
27 rolls as responsible for the payment of taxes imposed on
28 the real property and for purposes of providing written
29 information the term "pipe line" means any line operating
30 under pressure in excess of one hundred fifty pounds per
31 square inch and extending a distance of not less than ten
32 miles.

33 3. Page 2, by striking lines 27, 28, and 29 and
34 inserting in lieu thereof the following subsection:

35 11. An allegation that the commission rules and
36 regulations have been complied with in respect to the
37 providing of written information to landowners concerning
38 the project as required by section four hundred ninety
39 point five (490.5) of the Code.

40 4. Page 2, by striking lines 30, 31 and 32 and
41 inserting in lieu thereof the following:

42 Sec. 3. Chapter four hundred ninety (490), Code
43 1966, is hereby amended by adding at the end thereof the
44 following new section:

45 Rehearing and appeal procedures for any person,
46 company, or corporation aggrieved by the action of the
47 commission in granting or failing to grant a permit under
48 the provisions of this chapter, shall be as provided in
49 sections four hundred ninety A point twelve (490A.12)
50 through four hundred ninety A point nineteen (490A.19),
51 inclusive, of the Code.

Senator DeKoster offered the following amendment to the amend-
ment and moved its adoption:

Amend the DeKoster, et al., amendment to Senate File 1184,
filed February 6, 1970, and found on pages 398 and 399 of

the Senate Journal, by striking all of lines 7 and 8 and substituting in lieu thereof the following:

“seeking the permit shall provide each landowner whose property is to be crossed by the pipeline for which the permit”.

The amendment to the amendment was adopted.

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

Amend the DeKoster, et al., amendment to Senate File 1184, dated February 6, 1970, and found on pages 398 and 399 of the Senate Journal, by striking in line 10 the word “ten” and inserting in lieu thereof the word “thirty”.

The amendment to the amendment was adopted.

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

Amend the DeKoster, et al., amendment to Senate File 1184, dated February 6, 1970, and found on pages 398 and 399 of the Senate Journal, by inserting in line 9 after the word “sought” the following:

“and each person, company or corporation in possession of or residing on the property”.

The amendment to the amendment was adopted.

Consideration of Senate File 1184 deferred temporarily.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Mogged, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files 221, 394 and 1020.

CHARLES G. MOGGED
Chairman, Senate Committee
ELIZABETH SHAW
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: House Files 221, 394 and 1020.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has insisted on its amendments to:

Senate File 1055, a bill for an act to provide a relocation advisory assistance program to persons displaced by highway projects, and requests a conference committee.

Conferees on the part of the House are: the Representative from Appanoose-Davis, Mr. Goode, chairman; the Representative from Harrison, Mr. Darrington; the Representative from Bremer, Mr. Kehe; and the Representative from Keokuk, Mr. Dunton.

WILLIAM R. KENDRICK, Chief Clerk

APPOINTMENT OF CONFERENCE COMMITTEE

President Jepsen appointed the following conference committee on **Senate File 1055** on the part of the Senate: Senators Keith, chairman; Klink, Van Gilst and Walsh.

CONSIDERATION OF BILLS

Senate File 1184

The Senate resumed consideration of Senate File 1184.

Senator Lucken offered the following amendment to the amendment by Senators Lucken and Hougen and moved its adoption:

Amend the DeKoster, et al., amendment to Senate File 1184, dated February 6, 1970, and found on pages 398 and 399 of the Senate Journal by inserting after line 32 the following paragraph:

"The person, company or corporation seeking the permit shall cause to be published in a newspaper of general circulation in the area a list of all who were given the foregoing notice."

The amendment to the amendment was adopted.

Senator DeKoster moved the adoption of the amendment as amended and requested a roll call.

On the question "Shall the DeKoster, et al., amendment as amended be adopted?" (S.F. 1184) the vote was:

Rule 24 was invoked.

Ayes, 22:

Balloun	Erskine	Lucken	Potter
Bortell	Frey	Messerly	Rabedaux
Coleman	Griffin	Mogged	Sullivan
Curran	Kosek	Nicholson	Thordsen
DeHart	Lange	O'Malley	Walsh
DeKoster	Laverty		

Nays, 36:

Anderson	Brownlee	Denman	Gilley
Arbuckle	Clarke	Dodds	Glenn
Bass	Conklin	Doderer	Hill
Briles	Davis	Frommelt	Hougen

Keith	Mowry	Parker	Shaff
Klink	Neu	Potgeter	Shirley
Kyhl	Ollenburg	Reichardt	Stephens
Lamborn	Orr	Rigler	Van Gilst
McGill	Palmer	Schaben	Weimer

Absent or not voting, 3:

Gaudineer	Leonard	Smith
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The amendment as amended lost.

Senator Rigler offered the following amendment:

Amend Senate File 1184 as follows:

Page 1, line 21, by striking the period and inserting the following:

“and any person, company or corporation in possession of or residing on the property.”

CALL OF THE SENATE

The Chair announced the following Call of the Senate had been filed at the desk:

MR. PRESIDENT: Pursuant to Rule 19 of the Rules of the Senate of the Sixty-third General Assembly, we, the undersigned, do hereby request a Call of the Senate on Senate File 1184.

CHARLES K. SULLIVAN
 JOHN L. MOWRY
 JAMES E. BRILES
 BASS VAN GILST
 ELMER F. LANGE
 CHESTER O. HOUGEN
 ROGER J. SHAFF
 WILLIAM L. DAVIS
 LUCAS J. DeKOSTER
 WILLIAM J. REICHARDT
 HUGH H. CLARKE
 FRANCIS MESSERLY
 J. HENRY LUCKEN
 ERNEST KOSEK
 ROBERT RIGLER

The Chair directed the Secretary to call the roll.

Roll call revealed all members of the Senate present with the exception of Senators Leonard and Smith.

Senator Rigler asked and received unanimous consent that Senators Leonard and Smith be temporarily excused from the Call of the Senate.

Senator O'Malley moved that a fiscal note be obtained on Senate File 1184.

Division was called for.

The motion was lost.

On motion of Senator Rigler, the amendment was adopted.

Senator Rigler asked and received unanimous consent to reconsider the vote by which the Shaff amendment was adopted, and called for a division of the amendment.

On motion of Senator Rigler, division 1 of the amendment was adopted.

On motion of Senator Rigler, division 2 of the amendment was withdrawn.

Senator DeKoster offered the following amendment and moved its adoption:

Amend Senate File 1184, page 2, line 15, after the word "corporation" by inserting the words "seeking rights under this chapter".

The amendment was adopted.

Senator DeKoster offered the following amendment by Senators DeKoster and O'Malley and moved its adoption:

Amend Senate File 1184, page 2, by striking lines 4 through 14, inclusive, and inserting in lieu thereof the following:

"The notice shall set forth the general description and purpose of the proposed project, the general nature of the right of way desired, a map showing the route of the proposed project, and a designation of the time and place of the meeting, and shall be served by certified mail with return requested not less than thirty days previous to the time set for the meeting."

Senator Conklin took the chair at 11:35 a.m.

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

Amend the DeKoster-O'Malley amendment, filed February 11, 1970, to Senate File 1184, line 2, by striking the numeral "14" and inserting in lieu thereof "13".

The amendment to the amendment was adopted.

MESSAGE FROM THE HOUSE

The following message was received from the House:

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

House File 1140, a bill for an act to legalize and validate the proceedings of the City of Pella, in connection with a contract for a steam turbine generator.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE MESSAGE CONSIDERED

House File 1140, a bill for an act to legalize and validate the proceedings of the city council of the City of Pella, Marion County, State of Iowa, in connection with the award of a contract for the furnishing of a 25,000 kilowatt capacity steam turbine generator to the municipal electric utility of said city.

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

On motion of Senator Rigler, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Jepsen presiding.

SPECIAL ORDER CONTINUED

Senate File 1184

The Senate resumed consideration of Senate File 1184.

The Chair announced the call of the Senate still in effect and directed the Secretary to call the roll.

Roll call revealed all members of the Senate present with the exception of Senators Doderer, Kyhl and Lamborn.

Senator Rigler asked and received unanimous consent that Senators Doderer, Kyhl and Lamborn be temporarily excused from the Call of the Senate.

Senator DeKoster offered the following amendment by Senators DeKoster and O'Malley and called for a division of the amendment:

Division 1.

Amend Senate File 1184 as follows:

1. Page 1, line 21, by striking the word "affected" and inserting in lieu thereof the words "whose property is to be crossed".

Division 2.

2. Page 2, line 3, by striking the period (.) and inserting in lieu thereof the words "across privately owned real estate."

Division 3.

3. Page 2, line 17, by striking the words "known to be affected" and inserting in lieu thereof the words "from a landowner whose property is to be crossed".

On motion of Senator DeKoster, divisions 1 and 3 were withdrawn.

Senator DeKoster asked and received unanimous consent to withdraw division 2 of the amendment.

Senator DeKoster asked and received unanimous consent to withdraw the DeKoster-O'Malley amendment to lines 4 through 14, previously considered and amended.

Senator DeKoster offered the following amendment:

Amend Senate File 1184, page 2, by striking lines 4 through 14, inclusive, and inserting in lieu thereof the following:

"The notice shall set forth the general description and purpose of the proposed project, the general nature of the right of way desired, a map showing the route of the proposed project, the legal rights of a landowner under this chapter, and a designation of the time and place of the meeting, and shall be served by certified mail with return requested not less than thirty days previous to the time set for the meeting, and shall be published once each week for two consecutive weeks in a newspaper of general circulation in the county."

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

Amend the DeKoster amendment, filed February 11, 1970, to Senate File 1184 by striking all after the word "meeting" on line 10 and lines 11 and 12 and by inserting in lieu thereof a period.

The amendment to the amendment was adopted.

Senator Gaudineer offered the following amendment to the amendment and called for a division of the amendment:

Division 1.

Amend the DeKoster amendment to Senate File 1184, filed February 11, 1970, as follows:

1. By striking all of line 6 and inserting in lieu thereof the following: "project, that the landowner has a right to be present at such meeting and to file objections with the Commerce Commission,".

Division 2.

2. By striking all of lines 10 through 12 inclusive and by inserting in lieu thereof the word, "meeting."

Senator Gaudineer asked and received unanimous consent to withdraw division 2 of the amendment to the amendment.

Senator Gaudineer moved the adoption of division 1 of the amendment to the amendment.

Division was called for.

Division 1 of the amendment to the amendment was adopted.

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

Amend the DeKoster amendment filed February 11, 1970, to Senate File 1184 by inserting in

line 3 following the word "the" and before the word "general" the words "name of applicant, the applicant's principal place of business, the".

The amendment to the amendment was adopted.

Senator O'Malley moved to reconsider the vote by which the Neu amendment to the amendment was adopted.

Division was called for.

The motion prevailed.

Senator Neu asked and received unanimous consent to withdraw his amendment to the DeKoster amendment.

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

Amend Senate File 1184 as follows:

Amend the DeKoster amendment by striking from line 10 the words "each week for two" and by striking in line 11 the words "consecutive weeks."

The amendment to the amendment was adopted.

President pro tempore Lange took the chair at 3:45 p.m.

SENATOR EXCUSED

Senator Rigler asked and received unanimous consent that Senator Gilley be excused from the Call of the Senate.

Senate File 1184

Senator Shirley offered the following amendment to the amendment by Senators Shirley and DeKoster and moved its adoption:

Amend Senate File 1184 as follows:

Amend the DeKoster amendment by adding the following new sentence at the end thereof:

"Such publication shall be considered notice to landowners whose residence is not known."

The amendment to the amendment was adopted.

On motion of Senator DeKoster, the amendment as amended was adopted.

Senator Mogged offered the following amendment by Senators Mogged and DeKoster and moved its adoption:

Amend Senate File 1184 by inserting after the word "affected" in line 12 page one, the following "such condition precedent shall not be required on projects covered by existing easements".

Division was called for.

The amendment lost.

Senator Mowry offered the following amendment and moved its adoption:

Amend Senate File 1184 as follows:

1. Page 2, line 3, by striking the word "ten" and inserting in lieu thereof the word "five".
2. Page 2, line 3, by inserting after the word "miles" the words "or future anticipated extension of an over all distance of five miles".

The amendment was adopted.

Senator Potegeter offered the following amendment by Senators Potgeter and Gaudineer and moved its adoption:

Amend Senate File 1184 on page 1, line 13, by striking the word "no" and inserting in lieu thereof the following words "present an agenda for such meeting which shall include a summary of the legal rights of the affected landowners. No".

The amendment was adopted.

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

On the question "Shall the bill pass?" (S.F. 1184) the vote was:

Ayes, 57:

Anderson	Dodds	Lange	Potter
Arbuckle	Doderer	Laverty	Rabedeaux
Balloun	Erskine	Leonard	Reichardt
Bass	Frey	Lucken	Rigler
Bortell	Frommelt	McGill	Schaben
Briles	Gaudineer	Mowry	Shaff
Brownlee	Glenn	Neu	Shirley
Clarke	Griffin	Nicholson	Smith
Coleman	Hill	Ollenburg	Stephens
Conklin	Hougen	O'Malley	Sullivan
Curran	Keith	Orr	Thorsten
Davis	Klink	Palmer	Van Gilst
DeHart	Kyhl	Parker	Walsh
DeKoster	Lamborn	Potgeter	Weimer
Denman			

Nays, 8:

Kosok	Messerly	Mogged
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Absent or not voting, 1:

Gilley

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

Senator Potgeter moved that the vote by which **Senate File 1184** passed the Senate be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

SPECIAL ORDERS POSTPONED

Senator Rigler asked and received unanimous consent that the special order of business for **Senate File 1185** be postponed until Thursday, February 12, 1970, at 9:00 a.m.

Senator Rigler asked and received unanimous consent that the special order of business for **House File 720** be postponed until 10:00 a.m., on Thursday, February 12, 1970.

SPECIAL ORDERS

Senator Rigler asked and received unanimous consent that **Senate File 1217**, **Senate File 471** and **Senate File 12** be made special orders of business for Tuesday, February 17, 1970, at 9:00 a.m.

CALL OF THE SENATE

MR. PRESIDENT: Pursuant to Rule 19 of the Rules of the Senate of the Sixty-third General Assembly, we, the undersigned, do hereby request a Call of the Senate on Senate File 1185.

CHARLES K. SULLIVAN
JOHN L. MOWRY
JAMES BRILES
BASS VAN GILST
WILLIAM T. DENMAN
CHESTER HOUGEN
ELMER F. LANGE
ROGER J. SHAFF
LUCAS J. DeKOSTER
WILLIAM J. REICHARDT
HUGH H. CLARKE
FRANCIS MESSERLY
W. L. DAVIS
J. HENRY LUCKEN
ERNEST KOSEK

REPORT OF CONFERENCE COMMITTEE (House File 805)

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed

to consider the difference between the Senate and the House of Representatives on House File 805, a bill for an act to authorize the state highway commission to pay all special assessments on land under its jurisdiction and to provide that such land be assessed in the same manner as private property, respectively submit the following recommendations:

1. That the House concur in the Senate amendments.

2. That House File 805 be further amended by adding thereto a new paragraph at the end of section 1 as follows:

"Assessments against property owned by the state and not under the jurisdiction and control of the state highway commission shall be made in the same manner as those made against private property and payment thereof shall be made by the executive council from any funds of the state not otherwise appropriated.

3. Amend section 3 of the bill by striking lines 6 and 7 and inserting in lieu thereof:

"The first three paragraphs of this section shall not apply to lands under the jurisdiction and control of the state highway commission."

4. Amend the title, line four (4), by inserting after the word "property" the words "and to authorize the Iowa executive council to pay all special assessments on land owned by the state which is not under the jurisdiction and control of the state highway commission, and to provide that such land be assessed in the same manner as private property."

On the Part of the Senate:

CLIFTON C. LAMBORN

VERNON H. KYHL

LESLIE C. KLINK

GEORGE O'MALLEY

On the part of the House:

LEROY S. MILLER, Chairman

RICHARD W. WELDEN

DEWEY E. GOODE

KEITH H. DUNTON

INTRODUCTION OF BILLS

Senate File 1223, by committee on conservation and recreation, a bill for an act relating to conservation officers.

Read first time and placed on calendar.

Senate File 1224, by Senator Gaudineer, a bill for an act to appropriate from the road use tax fund to the municipal tax relief fund for street purposes for cities and towns.

Read first time and passed on file.

Senate File 1225, by committee on judiciary, a bill for an act relating to the state archaeologist.

Read first time and placed on calendar.

Senate File 1226, by committee on ways and means, a bill for an act relating to the tax on services.

Read first time and placed on calendar.

Senate File 1227, by committee on ways and means, a bill for an act relating to the taxation of real property transfers.

Read first time and placed on calendar.

**REPORT OF THE BUDGET AND
FINANCIAL CONTROL COMMITTEE TO THE
SIXTY-THIRD GENERAL ASSEMBLY (SECOND SESSION)**

To the President of the Senate, the Speaker of the House of Representatives, and the Members of the Sixty-third General Assembly of the State of Iowa:

The Budget and Financial Control Committee of the Sixty-third General Assembly composed of the following members: Senator Balloun, Senator Coleman, Senator Flatt, Senator Gaudineer, Senator Messerly, Representative Cunningham, Representative Den Herder, Representative Dunton, Representative Ossian and Representative Radl, held their organizational meeting on June 18, 1969. Representative Den Herder was elected Chairman, Senator Messerly, Vice Chairman and Representative Dunton, Secretary.

During the interim the committee visited all of the institutions under the Department of Social Services, including the Maximum Security Hospital at Oakdale and the Yellow River Forest Camp, the three universities governed by the Board of Regents, the School for the Deaf at Council Bluffs and the School for the Blind at Vinton. Also, the committee met with the Iowa State Highway Commission and the Merit Employment Commission.

BOARD OF REGENTS

Due to the sizable increase in fees at the three regents institutions following the first session of the Sixty-third General Assembly, the committee, pursuant to and in accordance with provisions of section 2.43 of the Code of Iowa, 1966, deemed it necessary to conduct a study of the regents institutions. Chairman Den Herder appointed a subcommittee consisting of Senator Joseph B. Flatt, Chairman, Senator Francis L. Messerly, Senator Lee H. Gaudineer, Jr., Representative Richard M. Radl, and Representative Conrad Ossian, to implement this study. Consultants knowledgeable in the field of education were interviewed and the subcommittee, with the approval of the full committee, retained Mr. Alfred Baxter, President of Baxter, McDonald and Company, as an advisor to prepare a design for studies and staffing of post-secondary education.

The Budget and Financial Control Committee has adopted the report of Mr. Alfred Baxter and herewith advises the General Assembly of the roles of the General Assembly respecting higher education as set out in the report:

The General Assembly should become and remain informed respecting six major topics of higher education for which it has policy responsibilities. In some cases, these responsibilities are exclusive, or nearly so; other responsibilities are shared with the Governor, the governing boards, and with academic administrators, faculties, and students. The list is intended to be complete with respect to those groups on major policy decisions which the General Assembly must make. Decisions, of course, may often have the form of acquiescence to proposals formulated outside the legislature.

1. The determination of who shall be served. While the exact form and composition of entrance requirements and the methods of their administration are technical educational matters, the level of stringency of admissions requirements is a matter of broad public concern, since it determines the number of students who will have the opportunity even to

enter college in Iowa. Current freshman admission requirements for residents are set (roughly) at the upper half of high school graduating classes.

The General Assembly should also be aware of different admission requirements applied to particular schools or colleges within individual universities.

2. The general terms and conditions of entry. Costs, as well as academic attainments are a practical barrier to college entry. Accordingly, the General Assembly should be concerned with the distribution of colleges (since location affects, among other things, the private costs of commuting or living away from home), with tuition and fee level, and with the availability and distribution policies affecting student financial aids, part-time employment opportunities, and loans.

3. The breadth of program offerings and the number of students who complete various curricula. A strong community requires a wide variety of special skills and broad base of common knowledge among its citizens. The community benefits further from research and public service activities of colleges and universities. Accordingly, it is among the responsibilities of the General Assembly to review the breadth, diversity and quality of instructional and other programs available in Iowa. For the purposes of such general reviews, the offerings of the independent colleges and universities are as relevant as those of the public institutions.

In addition to information on the availability of various institutional programs, the General Assembly should be informed of the numbers of students who complete formal programs in engineering, teacher training, fine arts, etc. Information on the subsequent careers of those who do and who do not complete formal schooling is also relevant in evaluating the individual, social, and economic consequences of differing amounts of higher education.

4. The level, derivation, and allocation of state financial support. In reaching the determinations embodied in appropriation and revenue bills, the General Assembly should have available not only information on educational plans and current activities but also information on the full spectrum of funds available to public institutions and on the functional relationships implicit in multiple-source, multi-year fundings. Technically, expert, multi-year revenue projections should also be available to the General Assembly.

5. Provisions for the planning, governance, and coordination of higher education. By statute or other means, the General Assembly must determine how and by what instruments education will be managed, planned for, and coordinated. Existing provisions should be reviewed periodically with respect to the several procedures employed. The General Assembly should include in such reviews the character, timing and effectiveness of its own participation in educational planning, budgeting, and policy review.

6. Continuing review of efficiency and equity questions. Legislative Oversight. Even the best run organizations may benefit from external review and from external encouragement for internal examinations of practices and procedures. Among the General Assembly's responsibilities and opportunities for service is the conduct and/or stimulation of reviews of the ways in which educational resources are mustered and applied in the light of the purposes and products of individual programs. The terms and conditions of faculty employment, for example, is a topic with both efficiency and equity implications.

While there is no inherent limitation on the level of detail at which the General Assembly might legally focus its interest, the current scarcity of

legislative staff resources and the breadth of other legislative responsibilities suggest that isolated matters of operational detail will provide low yields to review and examination.

The consultant's report recommended that five groups of cooperative studies be initiated under legislative sponsorship and funding:

1. The development of a post-secondary education information system.
2. Special legislative studies on desirable institutional size, student attrition rates, entrance requirements, etc.
3. Revision of the Planning and Budgetary Format and Procedures.
4. Studies on alternative organizational structures for the coordination of post-secondary education.
5. Consideration of how the General Assembly might improve its procedures and staffing with respect to post-secondary educational policy issues.

That portion of the consultant's report known as Sequence 3, Redesign of Planning and Budgetary Format and Procedures has been adopted by the committee and transferred for operational purposes to the Governor's Office. The budget revision program, under joint sponsorship by the Governor and the Budget and Financial Control Committee, will be conducted under the supervision of the Comptroller, the Director of the Office of Planning and Programming and Clayton Ringgenberg, Assistant to the Governor. Representative Den Herder has been appointed to sit with this policy committee in its deliberations. This sequence of tasks is devoted to a review of current planning and budgetary procedures and to consideration of possible changes in the format, contents, and scheduling of higher educational budgets as they are presented to the Governor and the General Assembly for review and action. The program will produce specific recommendations to the General Assembly in February, 1970, for possible implementation in the next budget cycle.

Much of the content and many of the objectives of the recommended study groups 1 and 2 will be served as part of the development of revised budget procedures. Such service is not automatic, however, nor is it certain that the specific policy needs of the General Assembly will be fully met without continuing legislative sponsorship and participation at a technical level in the budget revision program.

Accordingly, the Budget and Financial Control Committee recommends that the General Assembly endorse the committee's general approval of the rationale and objectives of the Baxter, McDonald Report.

DEPARTMENT OF SOCIAL SERVICES

As a result of the visits to the institutions governed by the Department of Social Services, the interim committee feels compelled to make the following recommendations to the General Assembly regarding these institutions:

1. The General Assembly should take an in-depth look at the long-range planning for capital improvements and the methods of rehabilitation and vocational instruction at the institutions under the Department of Social Services. Because this committee has observed apparent philosophical differences in certain areas of Department of Social Services and specifically in its system of correctional administration, this committee recommends that the Department of Social Services be required to submit a long-range plan (five-year minimum) outlining their program for capital improvements and rehabilitation.

2. Farming operations at the Social Services institutions have experi-

enced financial difficulties due to the fact that money spent for operations or purchase of new equipment must be expended from the institution appropriation, while any income from the farm is deposited directly to the general fund of the state. Legislation should be considered which would allow the institutions to use farm income for the express purpose of farm operations only, any amounts of farm income over and above that needed for said farm operations is to revert to the general fund.

MERIT EMPLOYMENT COMMISSION

In view of consistent complaints concerning merit employment from the institutions under the Department of Social Services, the Budget and Financial Control Committee scheduled a meeting with the Merit Employment Commission, their director and members of the staff. After hearing testimony from the Commission and the State Comptroller, the committee recommends that the General Assembly review the Merit System bill in view of clarifying the delineation of duties, particularly in the field of approval of job classifications.

The Budget and Financial Control Committee also wishes to point out to the General Assembly that as of November 11, 1969, the date of the committee's meeting with the Commission, 1400 employees or about 7½ percent had appealed either their pay scale or job classification. A check with the Acting Director on December 31, 1969, indicated that outstanding appeals had been reduced to approximately 250.

Information from the State Comptroller is that prospective professional employees are being classified as consultants for one day for the purpose of transporting prospective professional employees into the State of Iowa and paying their expenses. It is recommended that the General Assembly consider legislation authorizing departments, with the approval of the Comptroller and the Executive Council, to pay travel expenses of prospective professional employees.

GOVERNMENTAL REORGANIZATION

Chairman Den Herder appointed a subcommittee on Governmental Reorganization to continue the work of the subcommittee of the previous interim. Members of the subcommittee were Senator Gaudineer, Chairman, Senator Balloun, Representative Dunton and Representative Ossian.

A public hearing was held regarding Senate File 585 as passed by the Senate during the first session of the Sixty-third General Assembly. Testimony was given witnessing the need for a State Crime Laboratory. Further testimony indicated that there is competition for the site, Iowa City versus Des Moines. This testimony has been given to the Standing Committee on State Government with the recommendation that this bill receive high priority in deliberations during the second session of the Sixty-third General Assembly.

OTHER RECOMMENDATIONS

The Budget and Financial Control Committee recommends that legislation be considered by the General Assembly which would give the Governor authority to lower the salary of a statutory position as much as twenty-five percent (25%) when an appointment is being made to fill a vacancy.

Concerning the hiring of personnel, the Budget and Financial Control

Committee urges that when a position is open in state government, that every effort be made to fill the position with a person residing in Iowa or a native Iowan who has left the state after receiving his formal training.

It has been called to the attention of the interim committee that County Treasurers in some cases are experiencing delays in the payment of taxes because the penalty of three fourths of one percent per month on delayed taxes is equivalent to current interest rates. The committee therefore recommends that legislation be considered which would raise the rate of penalty on unpaid taxes to one percent per month.

IOWA STATE HIGHWAY COMMISSION

During its visit to the Highway Commission offices in Ames on July 21, 1969, the Budget and Financial Control Committee received information on the following subjects:

1. Budget as approved by the Sixty-third General Assembly.
2. Miles of highway turned back to the counties during the last year.
3. The merit system as it affected Highway Commission employees.
4. Traffic weigh stations built from funds appropriated by the Sixty-second General Assembly.
5. Criteria used by the Highway Commission to build or rebuild highways.
6. Movement by the Commission of district construction offices.
7. Sale of excess land by the Commission.
8. Status of the toll bridge program.
9. Assessment of penalties against trucking companies by the Commission.

The members of the Budget and Financial Control Committee unanimously agree to be available to work with any of the standing committees during the second session of the Sixty-third General Assembly to relate to them the information gathered in visits to the various state departments, commissions or agencies.

Respectfully submitted,
 ELMER H. DEN HERDER, Chairman
 FRANCIS L. MESSERLY, Vice Chairman
 KEITH H. DUNTON, Secretary
 C. JOSEPH COLEMAN
 LEE H. GAUDINEER, JR.
 RICHARD M. RADL
 CHARLES F. BALLOUN
 RAY C. CUNNINGHAM
 CONRAD OSSIAN

REPORTS OF COMMITTEES

Senator Balloun submitted the following report:

MR. PRESIDENT: Your committee on conservation and recreation, to which was referred **House File 91**, a bill for an act to permit the conservation commission to promulgate, for experimental purposes, special rules relating to the operation of watercraft and other water-oriented activity on Green Valley Lake, near the city of Creston, begs leave to report it has had the same under consideration and recommends the same **do pass**.

CHARLES F. BALLOUN, Chairman

Ordered passed on file.

Senator Neu submitted the following report:

MR. PRESIDENT: Your committee on rules, to which was referred **Senate File 595**, a bill for an act relating to parliamentary procedure, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

Amend Senate File 595 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section two point eight (2.8), Code 1966, is amended by striking from line three (3) the words "Roberts Rules of Order Revised" and inserting in lieu thereof the words "Manual of Legislative Procedure for Legislative and Other Governmental Bodies by Paul Mason".

ARTHUR A. NEU, Chairman

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend Senate File 125 as follows:
- 2 By striking from lines 8 and 9 the words "line two (2)"
- 3 and insert in lieu thereof the words "lines two (2) and
- 4 eighteen (18)".

ALAN SHIRLEY

- 1 Amend Senate File 1183 as follows:
- 2 1. Page 1, line 15, by striking the word "amended:"
- 3 and inserting in lieu thereof "repealed and substitute
- 4 enacted".
- 5 2. Page 2, line 26, by striking the words and figures
- 6 "section two (2)" and inserting in lieu thereof the words
- 7 and figures "subsection two (2) of this section".

JOHN L. MOWRY

- 1 Amend Senate File 1185 as follows:
- 2 1. Page 1, line 19, by inserting after the word
- 3 "franchise" the words "for a new transmission line".
- 4 2. Page 2, line 4, by inserting at the end thereof
- 5 the words "for a new transmission line".
- 6 3. Page 2, line 12, by striking the period (.) and
- 7 inserting in lieu thereof the words "across privately
- 8 owned real estate."

LUCAS J. DeKOSTER

- 1 Amend Senate File 1185 by inserting after the word
- 2 "affected" in line 23, page one, the following "such
- 3 condition precedent shall not be required on projects
- 4 covered by existing easements."

CHARLES G. MOGGED

- 1 Amend Senate File 1185, page 2, line 25, by inserting
- 2 after the word "landowner" the words "under this chapter".

JAMES A. POTGETER

- 1 Amend Senate File 1185, page 2, line 26, after the word
- 2 "corporation" by inserting the words "seeking rights under
- 3 this chapter".

JAMES A. POTGETER

1 Amend Senate File 1185, page 2, by striking lines 13
2 through 25, inclusive, and inserting in lieu thereof
3 the following:
4 "The notice shall set forth the name of the applicant,
5 the applicant's principal place of business, the general
6 description and purpose of the proposed project, the
7 general nature of the right of way desired, a map showing
8 the route of the proposed project, that the landowner has
9 a right to be present at such meeting and to file objections
10 with the commerce commission, and a designation of the time
11 and place of the meeting, and shall be served by certified
12 mail with return receipt requested not less than thirty
13 days previous to the time set for the meeting, and shall
14 be published once in a newspaper of general circulation
15 in the county. Such publication shall be considered notice
16 to landowners whose residence is not known."

LUCAS J. DeKOSTER

1 Amend Senate File 1185 as follows:
2 1. Page 2, by striking lines 32 through 35, inclusive.
3 2. Page 3, by striking lines 1 and 2.
4 3. Page 4, by striking lines 7, 8, 11, 12, 13, 18 and 19,
5 and by renumbering the subsections as required.
6 4. Page 4, by striking lines 32 through 35, inclusive.
7 5. Page 5, by striking lines 1 through 4, inclusive, and
8 inserting in lieu thereof the following:
9 "is hereby amended by adding at the end thereof the
10 following new paragraph:
11 When the commission grants a franchise to any person,
12 company, or corporation for the construction, erection,
13 maintenance, and operation of a transmission lines, wires,
14 and cables for the transmission of electricity, such person,
15 company, or corporation shall be vested with the power of
16 condemnation to such extent as the commission may approve
17 and find necessary for public use."
18 6. Page 5, by striking lines 8 through 12, inclusive.
19 7. Page 5, by striking lines 14 through 18, inclusive,
20 and inserting in lieu thereof the following: "Code 1966,
21 is hereby amended by striking from line twelve (12) the
22 words 'board of'."
23 8. Page 5, by striking lines 24 and 25, and renumbering
24 the subsections as required.
25 9. Page 5, by striking lines 30 through 35, inclusive,
26 and inserting in lieu thereof the following:
27 "(489.13), Code 1966, is hereby amended by striking
28 from line five (5) the words 'board or'."

LUCAS J. DeKOSTER
GEORGE E. O'MALLEY

1 Amend the DeKoster, O'Malley amendment to Senate
2 File 1185 filed February 11, 1970 as follows:
3 1. By inserting after line 1 the following new
4 division:
5 "Page 1, by striking lines 8 and 9 and re-
6 numbering the following subsection."

LUCAS J. DeKOSTER

1 Amend Senate File 1185 as follows:

2 1. Page 1, lines 19 and 20, by striking the words "six months"
3 and inserting in lieu thereof "thirty days".

4 2. Page 1, line 23, by striking the words "or his designee" and
5 inserting in lieu thereof the following: ", the counsel of the
6 commission, or a hearing examiner designated by the commission".

7 3. Page 1, line 24, by striking the word "no" and inserting in
8 lieu thereof the following: "present an agenda for such meeting
9 which shall include a summary of the legal rights of the affected
10 landowners. No".

11 4. Page 2, line 7, by inserting after the word "project" the
12 following: "and any person, company or corporation in possession
13 of or residing on the property".

14 5. Page 2, by striking lines 13 through 25, inclusive, and inserting
15 in lieu thereof the following:

16 "The notice shall set forth the name of the applicant; state the
17 applicant's principal place of business; state the general description
18 and purpose of the proposed project; state the general nature of
19 the right of way desired; provide a map showing the route of the
20 proposed project; advise that the landowner has the right to be
21 present at such meetings and to file objections with the commerce
22 commission; designate the place and time of the meeting; be served
23 not less than thirty days prior to the time set for the meeting by
24 certified mail with return receipt requested; and be published
25 once in a newspaper of general circulation in the county and such
26 publication shall be considered notice to landowners whose residence
27 is not known."

28 6. Page 2, line 26, by inserting after the word "corporation"
29 the following: "seeking rights under this chapter".

ROBERT R. RIGLER

1 Amend Senate File 1196, page 2, by adding after line 31 the fol-
2 lowing new section:

3 "Section seventeen point twenty (17.20), Code 1966, as
4 amended by chapter three hundred forty-two (342), section ten
5 (10), Acts of the Sixty-second General Assembly, is hereby amended
6 by striking all of subsection four (4)."

CHARLES F. BALLOUN

1 Amend Senate File 1223, page 1, line 6, by inserting after
2 the word "agents" the following words "and conservation officers
3 of adjoining states".

COMMITTEE ON CONSERVATION
AND RECREATION
CHARLES F. BALLOUN, Chairman

1 Amend House File 663 on page 1, line 12, by
2 inserting the words "or chapter five hundred four A
3 (504A)" after the words "four (504)" and on page 2,
4 line 7, by inserting the words "or chapter five
5 hundred four A (504A)" after the words "four (504)".

ARTHUR A. NEU

1 I move to strike the enacting clause on House File 720.

J. DONALD WEIMER

1 Amend House File 720 as amended and passed by the House

2 as follows:

- 3 1. Page 2, line 19, by inserting after the word "state"
4 the words ", or an assistant attorney general designated
5 by him,".
- 6 2. Page 2, line 20, by striking the words "of this state"
7 and inserting in lieu thereof the words ", who has obtained
8 the prior approval of the attorney general or an assistant
9 attorney general designated by him,".
- 10 3. Page 2, by striking lines 21 and 22 and inserting in
11 lieu thereof the words "make application to the district
12 court of the county in which an interception is sought to
13 be".
- 14 4. Page 2, line 24, by striking the words "such judge" and
15 inserting in lieu thereof the word "court".
- 16 5. Page 2, line 30, by striking the word "gambling,".
- 17 6. Page 2, line 32, by striking all after the word "drugs"
18 and by striking lines 33 through 35, inclusive, and by
19 inserting in lieu thereof a period.
- 20 7. Page 3, line 35, by inserting after the period the
21 sentence: "Any evidence obtained or derived from the
22 interception of a wire or oral communication that is
23 privileged shall be inadmissible in any court. Any
24 evidence so obtained shall be immediately reported to the
25 court which authorized the interception which shall in turn
26 cause such information to be served upon all parties con-
27 cerned."
- 28 8. Page 4, line 9, by striking the words "a judge of".
- 29 9. Page 4, line 10, by striking the words "of the judicial
30 district" and inserting in lieu thereof the words "for the
31 county".
- 32 10. Page 4, line 11, by striking the words "such judge" and
33 by inserting in lieu thereof the words "the court".
- 34 11. Page 4, lines 21 and 22, by striking the words "a judge
35 of the district court of the judicial district" and insert-
36 ing in lieu thereof the words "the district court of the
37 county".
- 38 12. Page 4, line 26, by striking all after the word "appli-
39 cation" and by striking all of line 27, and inserting in
40 lieu thereof the following: ". If the application is executed
41 by an assistant attorney general, a certified copy of the
42 designation of authority, signed by the attorney general,
43 shall accompany the application. If executed by the attorney
44 general, the application shall contain a certification that
45 it is made in conformance with this Act."
- 46 13. Page 5, lines 17, 21, 27, 31 and 35, by striking from
47 each line the word "judge" and inserting in lieu thereof the
48 word "court".
- 49 14. Page 7, line 10, by striking the words "authorizing
50 judge" and inserting in lieu thereof the word "court".
- 51 15. Page 7, lines 21, 24, 33 and 35, by striking from each
52 line the word "judge" and inserting in lieu thereof the word
53 "court".
- 54 16. Page 8, lines 11, 12, 22, 24 and 33, by striking from
55 each line the word "judge" and inserting in lieu thereof
56 the word "court".
- 57 17. Page 8, line 14, by striking the words "a judge of

58 competent jurisdiction" and inserting in lieu thereof the
59 words "the district court of the county in which the
60 interception was made".

61 18. Page 8, by striking lines 33 through 35, inclusive, and
62 by inserting in lieu thereof the following words: "The court
63 upon the filing of a motion shall make available to the movant
64 for inspection such portions of the intercepted communications,
65 and applications and orders which pertain to the movant."

66 19. Page 9, by striking lines 1 through 4, inclusive.

67 20. Page 9, line 12, by inserting after the word "approved"
68 the words "and the intercepted communications which pertain
69 to such party's conversation".

70 21. Page 9, lines 13 and 32, by striking from each line the
71 word "judge" and inserting in lieu thereof the word "court".

72 22. Page 10, lines 1 and 7, by striking from each line the
73 word "judge" and inserting in lieu thereof the word "court".

74 23. Page 10, line 7, by striking the words "prosecuting
75 attorney" and by inserting in lieu thereof the words "county
76 attorney".

77 24. Page 10, line 24, by striking the words "and the prosecut-
78 ing attorney of each county".

79 25. Page 11, by striking lines 7 through 30 inclusive, and by
80 inserting in lieu thereof the following sections:

81 a. "Sec. 8. Any person who wilfully intercepts, attempts to
82 intercept, or procures another to intercept any wire or oral
83 communication in violation of this Act or who knowingly dis-
84 closes the contents of any wire or oral communication obtained
85 in violation of this Act shall upon conviction be punished by
86 imprisonment in the penitentiary for not more than five years
87 or by a fine of not more than five thousand dollars, or by
88 both such fine and imprisonment. Interception of the contents
89 of any wire or oral communication pursuant to a court order
90 which is subsequently held invalid or void shall not be a
91 violation of this Act under this section."

92 b. "Sec. 9. 1. Except as otherwise specifically provided
93 in subsection two (2) of this section, any person, upon
94 conviction, shall be sentenced to not more than five years
95 in the penitentiary or fined not to exceed five thousand
96 dollars or by both such fine and imprisonment who

97 a. willfully possesses an intercepting device, the design
98 of which renders it primarily useful for the purpose of the
99 surreptitious interception of a wire or oral communication;

100 b. willfully sells an intercepting device, the design of
101 which renders it primarily useful for the purpose of the
102 surreptitious interception of a wire or oral communication;

103 c. willfully distributes an intercepting device, the design
104 of which renders it primarily useful for the purpose of the
105 surreptitious interception of a wire or oral communication;

106 d. willfully manufactures or assembles an intercepting
107 device, the design of which renders it primarily useful for
108 the purpose of the surreptitious interception of a wire or
109 oral communication; or

110 e. willfully places in any newspaper, magazine, handbill,
111 or other publication within this state, any advertisement
112 promoting the sale or use of any interception device, the
113 design of which renders it primarily useful for the purpose

114 of the surreptitious interception of a wire or oral communica-
115 tion.

116 2. It shall not be unlawful under this section for

117 a. a communication common carrier or an officer,
118 agent, or employee of, or a person under contract with a
119 communication common carrier, in the usual course of the
120 communication common carrier's business; or

121 b. a person under contract with the government of the
122 United States, a state or a political subdivision thereof, or
123 the District of Columbia, or an officer, agent, or employee
124 of the government of the United States, a state or political
125 subdivision, or municipality thereof;

126 c. to possess, sell, distribute, manufacture, or assemble,
127 or advertise any intercepting device while acting in further-
128 ance of the appropriate activities of the United States, a
129 state or political subdivision thereof, the District of
130 Columbia, or a communication common carrier.

131 3. Any intercepting device in this state possessed, used,
132 sold, distributed, manufactured or assembled in violation
133 of this section may be seized and forfeited to the state."

134 c. "Sec. 10. Any party to a conversation which is intercepted
135 or in violation of this Act may sue the violator or violators
136 therefor and shall receive three times the damages by him
137 sustained, and the cost of the suit, including a reasonable
138 attorney's fee. No award under this section shall be less than
139 five hundred dollars."

RALPH W. POTTER
LEE H. GAUDINEER, JR.
HAROLD A. THORSEN
VERNON H. KYHL

1 Amend House File 720, as amended and passed by the House,
2 page 11, by inserting after line 30 the following new
3 sections:

4 1. Section seven hundred sixteen point seven (716.7),
5 Code 1966, is hereby amended by striking from line seven-
6 teen (17) the word "tap".

7 2. Section seven hundred sixteen point eight (716.8),
8 Code 1966, is hereby repealed.

RALPH W. POTTER
LEE H. GAUDINEER, JR.
HAROLD A. THORSEN
VERNON H. KYHL

On motion of Senator Rigler, the Senate adjourned until 9:00
a.m., Thursday, February 12, 1970.

JOURNAL OF THE SENATE

THIRTY-SECOND DAY

SENATE CHAMBER,
DES MOINES, IOWA, THURSDAY, FEBRUARY 12, 1970.

The Senate met in regular session, President pro tempore Lange presiding.

Prayer was offered by the Reverend Jack Boerigter, pastor of the First Reformed Church, Sioux Center, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Wednesday, February 11, 1970, was approved.

VISITORS

Eighty-four students from Western Hills Elementary School, West Des Moines, Iowa, accompanied by Mrs. Glotfelty, Mrs. Hiner and Mrs. Reed.

Fifty students from Cowles Elementary School, Des Moines, Iowa, accompanied by their teacher, Mrs. Dusdieker, and student teacher, Ann Hamilton.

Freshman class from Southeast Polk Community School, Ivy, Iowa, accompanied by their instructors, Mr. Navra, Mr. Frey, Mr. Harris, Mrs. Dennis and Mr. Poffenberger.

Eighteen students from St. Patrick's School, Perry, Iowa, accompanied by Father Schulte.

DISTINGUISHED GUESTS

Senator Frommelt rose on a point of personal privilege and presented to the Senate the Honorable John P. Kibbie, former member of the Senate from Palo Alto County.

Senator Ollenburg rose on a point of personal privilege and presented to the Senate the Honorable John Leonard Buren, former member of the Senate from Hancock County.

INTRODUCTION OF BILL

Senate File 1228, by Senator Kosek (Lipsky, Wells and Crosier), a bill for an act relating to the refund of sales tax collected by

municipalities from gross receipts from municipally owned and operated parking lots.

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

ADOPTION OF SENATE CONCURRENT RESOLUTION

Senator DeKoster called up for consideration **Senate Concurrent Resolution 107**, found on page 372 of the Senate Journal, and moved its adoption.

The motion prevailed and the resolution was adopted.

Senator DeKoster asked and received unanimous consent that **Senate Concurrent Resolution 107** be immediately messaged to the House, which request was complied with.

CORRECTION TO SENATE FILE 1184

Senator Rigler asked and received unanimous consent that the Secretary of the Senate be authorized to correct the punctuation in Senate File 1184.

MOTION TO RECONSIDER

Senator Erskine called up the following motion filed by him on February 6, 1970, and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which House File 555 passed the Senate.

The motion prevailed.

Senator Erskine moved to reconsider the vote by which House File 555 went to its last reading, which motion prevailed.

CONSIDERATION OF BILLS

House File 555

On motion of Senator Erskine, House File 555, a bill for an act relating to the annual report of the state apiarist, was taken up for further consideration.

Senator Erskine moved to reconsider the vote by which the amendment by Senators Potgeter, et al., was adopted, which motion prevailed.

Senator Potgeter moved that the amendment by Senators Potgeter, et al., be withdrawn, which motion prevailed.

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

On the question "Shall the bill pass?" (H.F. 555) the vote was:

Ayes, 59:

Anderson	Doderer	Laverty	Potter
Arbuckle	Erskine	Leonard	Rabedaux
Balloun	Frey	Lucken	Reichardt
Bass	Frommelt	McGill	Rigler
Bortell	Gaudineer	Messerly	Schaben
Briles	Gilley	Mogged	Shaff
Brownlee	Glenn	Mowry	Shirley
Clarke	Griffin	Neu	Smith
Coleman	Hill	Nicholson	Stephens
Conklin	Hougen	Ollenburg	Sullivan
Curran	Keith	O'Malley	Thordsen
Davis	Klink	Orr	Van Gilst
DeHart	Kosek	Palmer	Walsh
DeKoster	Kyhl	Parker	Weimer
Dodds	Lange	Potgeter	

Nays, none.

Absent or not voting, 2:

Denman Lamborn

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

SPECIAL ORDER OF BUSINESS

The time having arrived, the Chair announced the special order of business for the consideration of **Senate File 1185**.

CALL OF THE SENATE

The Chair announced the following Call of the Senate and directed the Secretary to call the roll.

CALL OF THE SENATE

MR. PRESIDENT: Pursuant to Rule 19 of the Rules of the Senate of the Sixty-third General Assembly, we, the undersigned, do hereby request a Call of the Senate on Senate File 1185.

CHARLES K. SULLIVAN
 JOHN L. MOWRY
 JAMES BRILES
 BASS VAN GILST
 WILLIAM T. DENMAN
 CHESTER HOUGEN
 ELMER F. LANGE
 ROGER J. SHAFF
 LUCAS J. DeKOSTER
 WILLIAM J. REICHARDT
 HUGH H. CLARKE
 FRANCIS MESSERLY
 W. L. DAVIS
 J. HENRY LUCKEN
 ERNEST KOSEK

Roll call revealed all members present with the exception of Senator Denman. The Chair directed the Sergeant-at-Arms to locate the absent Senator.

CONSIDERATION OF BILLS

Senate File 1185

On motion of Senator Briles, Senate File 1185, a bill for an act relating to electric transmission lines and the power of eminent domain exercised by electric utilities, was taken up and considered.

Senator Rigler offered the following amendment filed by him and moved its adoption.

- 1 Amend Senate File 1185 as follows:
- 2 1. Page 1, lines 19 and 20, by striking the words "six months"
- 3 and inserting in lieu thereof "thirty days".
- 4 2. Page 1, page 23, by striking the words "or his designee" and
- 5 inserting in lieu thereof the following: "counsel of the
- 6 commission, or a hearing examiner designated by the commission".
- 7 3. Page 1, line 24, by striking the word "no" and inserting in
- 8 lieu thereof the following: "present an agenda for such meeting
- 9 which shall include a summary of the legal rights of the affected
- 10 landowners. No".
- 11 4. Page 2, line 7, by inserting after the word "project" the
- 12 following: "and any person, company or corporation in possession
- 13 of or residing on the property".
- 14 5. Page 2, by striking lines 13 through 25, inclusive, and inserting
- 15 in lieu thereof the following:
- 16 "The notice shall set forth the name of the applicant; state the
- 17 applicant's principal place of business; state the general description
- 18 and purpose of the proposed project; state the general nature of
- 19 the right of way desired; provide a map showing the route of the
- 20 proposed project; advise that the landowner has the right to be
- 21 present at such meetings and to file objections with the commerce
- 22 commission; designate the place and time of the meeting; be served
- 23 not less than thirty days prior to the time set for the meeting by
- 24 certified mail with return receipt requested; and be published
- 25 once in a newspaper of general circulation in the county and such
- 26 publication shall be considered notice to landowners whose residence
- 27 is not known."
- 28 6. Page 2, line 26, by inserting after the word "corporation"
- 29 the following: "seeking rights under this chapter".

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

Amend the Rigler amendment to Senate File 1185, filed February 11, 1970, found on page 459 of the Senate Journal, by inserting in line 25 after the word "county" the words "at least one week and not more than three weeks before the time of the meeting".

The amendment to the amendment was adopted.

On motion of Senator Rigler, the amendment as amended was adopted.

Senator DeKoster offered the following amendment by Senators DeKoster and O'Malley:

- 1 Amend Senate File 1185 as follows:
- 2 1. Page 2, by striking lines 32 through 35, inclusive.
- 3 2. Page 3, by striking lines 1 and 2.
- 4 3. Page 4, by striking lines 7, 8, 11, 12, 13, 18 and 19,
- 5 and by renumbering the subsections as required.
- 6 4. Page 4, by striking lines 32 through 35, inclusive.
- 7 5. Page 5, by striking lines 1 through 4, inclusive, and
- 8 inserting in lieu thereof the following:
- 9 "is hereby amended by adding at the end thereof the
- 10 following new paragraph:
- 11 When the commission grants a franchise to any person,
- 12 company, or corporation for the construction, erection,
- 13 maintenance, and operation of a transmission lines, wires,
- 14 and cables for the transmission of electricity, such person,
- 15 company, or corporation shall be vested with the power of
- 16 condemnation to such extent as the commission may approve
- 17 and find necessary for public use."
- 18 6. Page 5, by striking lines 8 through 12, inclusive.
- 19 7. Page 5, by striking lines 14 through 18, inclusive,
- 20 and inserting in lieu thereof the following: "Code 1966,
- 21 is hereby amended by striking from line twelve (12) the
- 22 words 'board of'."
- 23 8. Page 5, by striking lines 24 and 25, and renumbering
- 24 the subsections as required.
- 25 9. Page 5, by striking lines 30 through 35, inclusive,
- 26 and inserting in lieu thereof the following:
- 27 "(489.13), Code 1966, is hereby amended by striking
- 28 from line five (5) the words 'board or'."

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

Amend the DeKoster, O'Malley amendment to Senate File 1185 filed February 11, 1970 as follows:

1. By inserting after line 1 the following new division:

"Page 1, by striking lines 8 and 9 and renumbering the following subsection."

The amendment to the amendment was adopted.

Senator Shaff asked and received unanimous consent to withdraw the amendment filed by him on February 10, 1970, and found on page 436 of the Senate Journal.

Senator Shaff asked and received unanimous consent to withdraw the amendment filed by Senators Shaff, et al., on February 10, 1970, and found on page 436 of the Senate Journal.

Senator DeKoster asked and received unanimous consent to withdraw the amendment filed by Senators DeKoster, et al., on February 6, 1970, and found on pages 399-401, inclusive, of the Senate Journal.

Senator DeKoster asked and received unanimous consent to withdraw the amendment filed by him on February 11, 1970, and found on page 458 of the Senate Journal.

Senator Potgeter asked and received unanimous consent to withdraw the amendments filed by him on February 11, 1970, and found on page 457 of the Senate Journal.

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

Amend the DeKoster-O'Malley amendment to Senate File 1185, filed February 11, 1970, found on page 458 of the Senate Journal as follows:

1. Line 4, by striking the figures "7, 8,".
2. Line 9, by striking the word "is".
3. Line 13, by striking the word "a".
4. Line 22, by striking the words "board of" and inserting the words "board or".

The amendment to the amendment was adopted.

On motion of Senator DeKoster, the amendment as amended was adopted.

Senator DeKoster offered the following amendment and called for a division of the amendment:

Division 1.

Amend Senate File 1185 as follows:

1. Page 1, line 19, by inserting after the word "franchise" the words "for a new transmission line".
2. Page 2, line 4, by inserting at the end thereof the words "for a new transmission line".

On motion of Senator DeKoster, division 1 of the amendment was adopted.

Division 2.

3. Page 2, line 12, by striking the period (.) and inserting in lieu thereof the words "across privately owned real estate."

On motion of Senator DeKoster, division 2 of the amendment was adopted.

Senator Mogged asked and received unanimous consent to withdraw the amendment filed by him on February 11, 1970, and found on page 457 of the Senate Journal.

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

On the question "Shall the bill pass?" (S.F. 1185) the vote was:

Ayes, 56:

Anderson	Denman	Kyhl	Potgeter
Arbuckle	Dodds	Lamborn	Potter
Balloun	Doderer	Laverty	Rabedeaux
Bass	Erskine	Leonard	Reichardt
Bortell	Frey	Lucken	Rigler
Briles	Frommelt	McGill	Schaben
Brownlee	Gaudineer	Mowry	Shaff
Clarke	Gilley	Neu	Shirley
Coleman	Glenn	Nicholson	Smith
Conklin	Griffin	Ollenburg	Sullivan
Curran	Hill	O'Malley	Thordsen
Davis	Hougen	Orr	Van Gilst
DeHart	Keith	Palmer	Walsh
DeKoster	Klink	Parker	Weimer

Nays, 4:

Kosek	Messerly	Mogged	Stephens
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Voting present, 1:

Lange

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

President Jepsen took the chair at 11:15 a.m.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Chair announced the special order of business for the consideration of House File 720.

CONSIDERATION OF BILLS

House File 720

On motion of Senator Potter, House File 720, a bill for an act relating to the crimes of eavesdropping and wiretapping, prescribing penalties and rights of civil actions relating to eavesdropping and wiretapping offenses and providing penalties therefor, and providing for the use of eavesdropping or wiretapping devices by certain law-enforcement officers, was taken up and considered.

(Consideration of House File 720 pending at recess.)

On motion of Senator Rigler, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Jepsen presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File 609, a bill for an act relating to the Iowa national guard.

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

House File 615, a bill for an act relating to the liability of the state for claims incident to training of the national guard.

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

House File 803, a bill for an act relating to the vending of foods and beverages.

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

House File 1088, a bill for an act relating to the term of office of the president of the state fair board.

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

House File 1154, a bill for an act relating to terms of office of certain county supervisors.

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

Senate File 400, a bill for an act relating to the appointees of the Governor.

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

Senate File 1102, a bill for an act to avoid financial loss due to the insolvency of an insurer.

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

Senate Concurrent Resolution 107, extending the time for filing of 1969 Iowa income tax return to farmers in lieu of declaration of estimated tax.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE MESSAGES CONSIDERED

House File 609, a bill for an act relating to the Iowa national guard.

Read first time and passed on file.

House File 615, a bill for an act relating to liability of the state

for claims incident to training, operation, or maintenance of the national guard while not in "active state service".

Read first time and passed on file.

House File 803, a bill for an act relating to the vending of foods and beverages.

Read first time and passed on file.

House File 1088, a bill for an act relating to the term of office of the president of the state fair board.

Read first time and passed on file.

House File 1154, a bill for an act relating to terms of office of certain county supervisors.

Read first time and passed on file.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the conference committee report and the amendments contained therein and passed:

House File 805, a bill for an act to authorize the state highway commission to pay all special assessments on land under its jurisdiction.

WILLIAM R. KENDRICK, Chief Clerk

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Mogged, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 77, 359, 406 and 407.

CHARLES G. MOGGED
Chairman, Senate Committee
ELIZABETH SHAW
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: Senate Files 77, 359, 406 and 407.

BILLS SENT TO THE GOVERNOR

Senator Mogged, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 12th day of February, 1970, sent to the Governor for his approval: Senate Files 77, 359, 406 and 407.

CHARLES G. MOGGED, Chairman

Passed on file.

CONSIDERATION OF BILLS

House File 720

The Senate resumed consideration of House File 720.

Senator Weimer called up the following motion filed by him on February 10, 1970:

I move to strike the enacting clause on House File 720.

The Senate stood at ease until the fall of the gavel.

Senator Weimer asked and received unanimous consent to withdraw his motion.

Senator Messerly asked and received unanimous consent to take up the following amendment filed by Senators Messerly and Doderer:

Amend House File 720, page eight (8), line one (1), by inserting after the word "years" the following words "except the court shall inspect all intercepted communications and if he finds there is no information therein which will be of aid in law enforcement he shall order the intercepted recording destroyed forthwith".

Senator Messerly moved the adoption of the amendment.

Roll call was requested.

On the question "Shall the Messerly-Doderer amendment be adopted?" (H.F. 720) the vote was:

Rule 24 was invoked.

Ayes, 60:

Anderson	Dodds	Lamborn	Potgeter
Arbuckle	Doderer	Lange	Potter
Balloun	Erskine	Laverty	Rabedaux
Bass	Frey	Leonard	Reichardt
Bortell	Frommelt	Lucken	Rigler
Briles	Gaudineer	McGill	Schaben
Brownlee	Gilley	Messerly	Shaff
Clarke	Glenn	Mogged	Shirley
Coleman	Griffin	Mowry	Smith
Conklin	Hill	Neu	Stephens
Curran	Hougen	Ollenburg	Sullivan
Davis	Keith	O'Malley	Thordson
DeHart	Klink	Orr	Van Gilst
DeKoster	Kosek	Palmer	Walsh
Denman	Kyhl	Parker	Weimer

Nays, 1:

Nicholson

Absent or not voting, none.

The amendment was adopted.

Senator Potter offered the amendment filed by Senators Potter, Gaudineer, Thordsen and Kyhl on February 11, 1970, and found on pages 459-462, inclusive, of the Senate Journal.

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

Amend the Potter, et al., amendment to House File 720, filed February 11, 1970, found on pages 459 through 462 of the Senate Journal, line 15, by inserting before the word "court" the word "the".

The amendment to the amendment was adopted.

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

Amend the Potter, et al., amendment to House File 720, filed February 11, 1970, and found on pages 459, 460, 461 and 462 of the Senate Journal by striking from line 79 the figure "7" and inserting in lieu thereof the figure "17".

The amendment to the amendment was adopted.

Senator Glenn offered the following amendment to the amendment by Senators Glenn, Doderer and Denman and moved its adoption:

Amend the Potter, et al., amendment to House File 720, as passed by the House, as follows:

1. By striking line 81 and inserting in lieu thereof the words "a. 'Sec. 8. It shall be unlawful for any person to willfully intercept, attempt to'".
2. Line 82, by striking the word "procures" and inserting in lieu thereof the word "procure".
3. Line 83, by striking the words "in violation" and inserting in lieu thereof the words "which is not specifically authorized in accordance with the provisions".
4. Line 83, by striking the word "who" and inserting in lieu thereof the word "to".
5. Line 85, by striking the words "in violation" and inserting in lieu thereof the words "which is not specifically authorized in accordance with the provisions".
6. Line 135, by striking the words "in violation" and inserting in lieu thereof the words "is not specifically authorized in accordance with the provisions".

The amendment to the amendment was adopted.

On motion of Senator Gaudineer, the Potter, et al., amendment as amended was adopted.

Senator Arbuckle asked and received unanimous consent to withdraw the amendment filed by him on February 9, 1970, and found on page 416 of the Senate Journal.

Senator Thordsen offered the following amendment by Senators Potter, Gaudineer, Thordsen and Kyhl and moved its adoption:

Amend House File 720, as amended and passed by the House, page 11, by inserting after line 30 the following new sections:

1. Section seven hundred sixteen point seven (716.7), Code 1966, is hereby amended by striking from line seventeen (17) the word "tap".

2. Section seven hundred sixteen point eight (716.8), Code 1966, is hereby repealed.

The amendment was adopted.

Senator Neu offered the following amendment by Senators Neu, Denman and Doderer:

Amend House File 720, by adding after the period in line 35, page 3, the following:

This Act prohibits interception of wire or oral communication from a place or communication device primarily used by a lawyer or physician licensed to practice their profession pursuant to the laws of this state or a minister properly ordained pursuant to the laws of his church. Interception shall not be allowed of any wire or oral communication of an individual under indictment for a felony."

Senator Glenn called for a division of the amendment, the first sentence to be considered as division 1, and the second sentence to be considered as division 2.

(Consideration of House File 720 pending on adjournment.)

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate File 489, a bill for an act relating to the movement of vehicles and loads of excess size and weight.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1086, a bill for an act relating to the salaries of persons appointed to fill vacancies in a public office.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 489

Amend Senate File 489 by adding the following new section:

Sec. 5. Chapter two hundred eighty-five (285), Acts of the Sixty-second General Assembly, section three (3), line four (4), is amended by striking after the word "issue" the words "single trip".

HOUSE AMENDMENT TO SENATE FILE 1086

Amend Senate File 1086 by inserting after line 8 the following section:

Sec. 2. This Act being deemed of immediate importance shall take effect and be in force from and after its publication in The Muscatine Journal, a newspaper published in Muscatine, Iowa, and in the Times-Democrat, a newspaper published in Davenport, Iowa.

INTRODUCTION OF BILLS

Senate File 1229, by Senator Hill, a bill for an act to abolish the Iowa reciprocity board and to establish a division for motor vehicle registration reciprocity within the department of revenue.

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

Senate File 1230, by committee on cities and towns, a bill for an act relating to disclosure of annual accounts and reports of the league of municipalities.

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

SENATE CONCURRENT RESOLUTION 108

By Balloun, Messerly, Coleman and Gaudineer

Whereas, the cost of state printing is increasing; and

Whereas, all departments of state government are publishing greater volumes of material; and

Whereas, the publication of materials by all state departments may result in unnecessary duplication; and

Whereas, the need exists to study the necessity of continuing to publish reports presently provided for by law; *Now, Therefore*,

Be It Resolved by the Senate, the House Concurring, That a committee, composed of the Superintendent of Printing, the Director of the Iowa Development Commission, the Director of the Office of Planning and Programming, and a representative of the Budget and Financial Control Committee who shall be the chairman, be directed to review all printing which is required by law to determine the need for such printing, the quantity to be printed, and to establish the need for the quantity printed and report its findings to the Budget and Financial Control Committee; and

Be It Further Resolved, That the Budget and Financial Control Committee review the report and prepare and submit its findings and recommendations to the members of the Sixty-fourth General Assembly, First Session, with accompanying legislative bill drafts necessary to carry out the recommendations of the committee.

BILLS ASSIGNED TO COMMITTEE

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

- S. F. 1027 Appropriations
- S. F. 1213 Ways and means
- S. F. 1214 Ways and means
- S. F. 1215 County government
- S. F. 1216 State government
- S. F. 1219 Transportation
- S. F. 1220 Transportation
- S. F. 1221 Appropriations
- S. F. 1222 Ways and means
- S. F. 1224 Appropriations
- S. F. 1228 Ways and means
- H. F. 1140 Judiciary
- H. F. 1155 County government

REPORTS OF COMMITTEES

Senator Walsh submitted the following reports:

MR. PRESIDENT: Your committee on cities and towns, to which was referred **Senate File 244** a bill for an act relating to the residency requirements for civil service workers, begs leave to report it has had the same under consideration and recommends the same **do pass.***

JOHN M. WALSH, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns, to which was referred **Senate File 1101**, a bill for an act relating to specifically providing that cities and towns within the outside boundaries of any soil conservation district are a part of such district, and granting the governing bodies of such cities and towns discretion to remove them from the jurisdiction of the soil conservation district, begs leave to report it has had the same under consideration and recommends the same **do pass.***

JOHN M. WALSH, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns, to which was referred **House File 208**, a bill for an act relating to zoning of unincorporated areas within two miles of cities and towns, begs leave to report it has had the same under consideration and recommends the same **do pass.***

JOHN M. WALSH, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns, to which was referred **House File 517**, a bill for an act relating to municipal support of trade or business projects, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

JOHN M. WALSH, Chairman

Ordered passed on file.

Senator Griffin submitted the following report:

MR. PRESIDENT: Your committee on commerce, to which was referred **Senate File 1159**, a bill for an act relating to the maximum amounts authorized to be levied for principal and interest of bonded indebtedness of certain school corporations that have entered into leases with merged area school corporations, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

JAMES W. GRIFFIN, SR., Chairman

Ordered passed on file.

Senator Lange submitted the following report:

MR. PRESIDENT: Your committee on constitutional amendments and reapportionment, to which was referred **Senate Joint Resolution 1002**, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to judges of the district court and supreme court, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

ELMER F. LANGE, Chairman

Ordered passed on file.

Senator Clarke submitted the following report:

MR. PRESIDENT: Your committee on state government, to which was referred **House File 499**, a bill for an act relating to the war orphans educational aid fund, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:*

Amend House File 499, as amended and passed by the House, page 1, line 17, by inserting after the figure "(39)" the words and figures "of Title ten (10)".

HUGH H. CLARKE, Chairman

Ordered passed on file.

Senator Shaff submitted the following report:

MR. PRESIDENT: Your committee on ways and means, to which was referred **Senate File 1027**, a bill for an act relating to enlarging the personal property tax credit from revenue raised by increasing the state income tax, begs leave to report it has had the same under consideration and recommends the same **be amended in accordance with the amendment by Senator Ollenberg, filed on February 5, 1970, and found on page 378 of the Senate Journal; and further amended as follows:**

1. Page 1, line 1, by striking the word "enlarging" and inserting in lieu thereof the words "relating to".

*Denotes a unanimous committee vote.

2. Page 1, line 1, by striking the words "credit from revenue" and by inserting in lieu thereof a period.

3. Page 1, by striking line 2.
and when so amended the bill do pass.

ROGER J. SHAFF, Chairman

Ordered passed on file.

AMENDMENTS FILED

1 Amend Senate File 508 by striking everything after
2 the enacting clause and inserting in lieu thereof the
3 following:
4 Section 1. Chapter one hundred sixty-five (165),
5 Acts of the Sixty-third General Assembly, First Session,
6 is hereby amended by striking section twenty-three (23)
7 and inserting the following in lieu thereof:
8 "Sec. 23. Each county shall participate in the
9 federal food stamp program and may participate in the
10 federal commodity program. The county board of supervisors
11 shall provide for the distribution of food stamps to needy
12 persons in each incorporated municipality within the county
13 at least one time per week and shall designate the locations
14 for such distributions. In addition, food stamps shall be
15 distributed during emergencies in the county as determined
16 by the county board of social welfare. Locations of distribu-
17 tion centers and the times of operation shall be posted in a
18 public place in each municipality."

JOHN M. WALSH

1 Amend Senate File 1203, page 13, line 9, by striking
2 the word "or" before the word "control" and inserting in
3 lieu thereof the word "of".

JAMES W. GRIFFIN, SR.

1 Amend Senate File 1208, page 3, by striking lines
2 12 through 19, inclusive, and inserting in lieu thereof
3 the words:
4 "hereby declared to have been done in good faith in
5 establishing a voluntary contributory pension and
6 retirement annuity plan as an alternate to the provision
7 of chapter ninety-seven B (97B), Code 1966, that the funds
8 and accounts obtained and established in connection
9 therewith should be adjusted and reapplied as necessary
10 to conform with the provision of chapter ninety-seven B (97B),
11 Code 1966, that participants be permitted to and shall
12 re-establish their accounts refunding any withdrawals
13 without penalty conforming with chapter ninety-seven B
14 (97B) ab initio. Nothing herein shall be interpreted as
15 permitting future expenditure not within the terms of
16 chapter ninety-seven B (97B), Code 1966."

JOHN L. MOWRY
FRANCIS L. MESSERLY

1 Amend Senate File 1208, page 3, by striking lines 12
2 through 19, inclusive, and inserting in lieu thereof the
3 words "hereby declared to be valid. Nothing herein shall

- 4 be interpreted as permitting future expenditure not within
5 the terms of chapter ninety-seven B (97B), Code 1966."

FRANCIS L. MESSERLY

1 Amend Senate File 1217 as follows:

- 2 1. Page 1, line 22, by striking "paragraph b".
3 2. Page 1, line 23, by striking the word "section" and
4 inserting in lieu thereof the words "paragraph, as amended
5 by this Act".
6 3. Page 2, line 35, by striking the word "subsection".
7 4. Page 3, by striking lines 1 and 2 and inserting in
8 lieu thereof the following:
9 "chapter one hundred twenty-one (121), Acts of the
10 Sixty-second General Assembly, section fifteen (15),
11 subsection one (1), as amended by this Act, commencing
12 July 1, 1970."

CHESTER O. HOUGEN

1 Amend House File 720 as follows:

- 2 1. Page 2, line 26, by striking the word "investigative".
3 2. Page 2, by striking all of lines 27 and 28.
4 3. Page 2, line 29, by striking the words "is made" and
5 inserting in lieu thereof the words "the State Bureau of Criminal
6 Investigation".
7 4. Page 3, line 1, by inserting after the word "officer"
8 the words "of the State Bureau of Criminal Investigation".
9 5. Page 3, line 11, by inserting after the word "officer"
10 the words "of the State Bureau of Criminal Investigation".
11 6. Page 3, line 19, by striking the word "person" and
12 inserting in lieu thereof the words "investigative or law-
13 enforcement officer of the State Bureau of Criminal Investigation".
14 7. Page 4, line 1, by inserting after the word "officer"
15 the words "of the State Bureau of Criminal Investigation".

WILLIAM DENMAN

1 Amend House File 720, as amended and passed by the House,
2 as follows:

- 3 Page 2, line 32, by striking the word "marijuana".

J. DONALD WEIMER

WILSON L. DAVIS

1 Amend House File 720, page 10, line 30, by inserting after
2 the word "court" the words "and the general assembly".

MINNETTE DODERER

1 Amend division 2 of the Neu, et al., amendment to House File 720
2 as follows:

- 3 By striking the period (.) and quotes (") at the
4 end of the amendment, inserting a comma (,) in lieu
5 thereof and adding the words "if the subject matter
6 to be intercepted relates to the felony in question."

GENE W. GLENN

On motion of Senator Rigler, the Senate adjourned until 9:00
a.m., Friday, February 13, 1970.

JOURNAL OF THE SENATE

THIRTY-THIRD DAY

SENATE CHAMBER,
DES MOINES, IOWA, FRIDAY, FEBRUARY 13, 1970.

The Senate met in regular session, President pro tempore Lange presiding.

Prayer was offered by the Reverend Noel Orcutt, pastor of the United Church of Christ, Blencoe, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Thursday, February 12, 1970, was approved.

VISITORS

Forty-five students from Nesco High School, Nesco, Iowa, accompanied by Mr. Roberts.

Forty students from Des Moines Area Community College, Des Moines, Iowa, accompanied by their instructor, Mr. Sharpe.

ADOPTION OF CONFERENCE COMMITTEE REPORT

House File 805

Senator Kyhl called up for consideration the following report and moved its adoption:

REPORT OF CONFERENCE COMMITTEE

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to consider the difference between the Senate and the House of Representatives on House File 805, a bill for an act to authorize the state highway commission to pay all special assessments on land under its jurisdiction and to provide that such land be assessed in the same manner as private property, respectively submit the following recommendations:

1. That the House concur in the Senate amendments.
2. That House File 805 be further amended by adding thereto a new paragraph at the end of section 1 as follows:

"Assessments against property owned by the state and not under the jurisdiction and control of the state highway commission shall be made in the same manner as those made against private property and payment thereof shall be made by the executive council from any funds of the state not otherwise appropriated.

3. Amend section 3 of the bill by striking lines 6 and 7 and inserting in lieu thereof:

"The first three paragraphs of this section shall not apply to lands under the jurisdiction and control of the state highway commission."

4. Amend the title, line four (4), by inserting after the word "property" the words "and to authorize the Iowa executive council to pay all special assessments on land owned by the state which is not under the jurisdiction and control of the state highway commission, and to provide that such land be assessed in the same manner as private property."

On the part of the Senate:

CLIFTON C. LAMBORN

VERNON H. KYHL

LESLIE C. KLINK

GEORGE O'MALLEY

On the part of the House:

LEROY S. MILLER, Chairman

RICHARD W. WELDEN

DEWEY E. GOODE

KEITH H. DUNTON

The motion prevailed and the conference committee report and the amendments contained therein were adopted.

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

On the question "Shall the bill pass?" (H.F. 805) the vote was:

Ayes, 47:

Anderson	DeKoster	Lamborn	Rabedeaux
Arbuckle	Dodds	Lange	Reichardt
Balloun	Erskine	Lucken	Rigler
Bass	Frey	McGill	Schaben
Bortell	Frommelt	Messerly	Shaff
Briles	Gilley	Mowry	Shirley
Brownlee	Glenn	Neu	Smith
Clarke	Griffin	Nicholson	Stephens
Conklin	Hill	Ollenburg	Sullivan
Curran	Keith	Orr	Van Gilst
Davis	Klink	Potgeter	Weimer
DeHart	Kyhl	Potter	

Nays, none.

Absent or not voting, 14:

Coleman	Hougen	Mogged	Parker
Denman	Kosek	O'Malley	Thordsen
Doderer	Laverty	Palmer	Walsh
Gaudineer	Leonard		

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

HOUSE AMENDMENTS CONSIDERED

Senate File 489

Senator Lamborn called up for consideration Senate File 489, a bill for an act relating to the movement of vehicles and loads of excess size and weight, amended by the House, and moved that the Senate concur in the following amendment:

- 1 Amend Senate File 489 by adding the following new section:
- 2 Sec. 5. Chapter two hundred eighty-five (285), Acts
- 3 of the Sixty-second General Assembly, section three (3),

4 line four (4), is amended by striking after the word
5 "issue" the words "single trip".

The Senate concurred in the House amendment.

Senator Lamborn moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 489) the vote was:

Ayes, 46:

Anderson	DeKoster	Lange	Parker
Arbuckle	Dodds	Lavery	Potgeter
Balloun	Erskine	Lucken	Potter
Bass	Frey	McGill	Rabedeaux
Bortell	Frommelt	Messerly	Rigler
Briles	Gilley	Mowry	Schaben
Brownlee	Glenn	Neu	Shirley
Clarke	Griffin	Nicholson	Stephens
Conklin	Keith	Ollenburg	Sullivan
Curran	Klink	Orr	Thordsen
Davis	Kyhl	Palmer	Weimer
DeHart	Lamborn		

Nays, none.

Voting present, 1:

Shaff

Absent or not voting, 14:

Coleman	Hill	Mogged	Smith
Denman	Hougen	O'Malley	Van Gilst
Doderer	Kosek	Reichardt	Walsh
Gaudineer	Leonard		

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

Senate File 1086

Senator Clarke called up for consideration Senate File 1086, a bill for an act relating to the salaries of persons appointed to fill vacancies in a public office, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 1086 by inserting after line 8 the following section:

Sec. 2. This Act being deemed of immediate importance shall take effect and be in force from and after its publication in The Muscatine Journal, a newspaper published in Muscatine, Iowa, and in the Times-Democrat, a newspaper published in Davenport, Iowa.

The Senate concurred in the House amendment.

Senator Clarke moved that the bill as amended by the House

and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1086) the vote was:

Ayes, 43:

Anderson	DeHart	Lange	Potter
Arbuckle	DeKoster	Lucken	Rabedeaux
Balloun	Dodds	Messerly	Rigler
Bass	Frey	Mowry	Schaben
Bortell	Gilley	Neu	Shaff
Briles	Glenn	Nicholson	Shirley
Brownlee	Griffin	Ollenburg	Smith
Clarke	Keith	Orr	Stephens
Conklin	Klink	Palmer	Sullivan
Curran	Kyhl	Parker	Thordsen
Davis	Lamborn	Potgeter	

Nays, none.

Absent or not voting, 18:

Coleman	Gaudineer	Leonard	Reichardt
Denman	Hill	McGill	Van Gilst
Doderer	Hougen	Mogged	Walsh
Erskine	Kosek	O'Malley	Weimer
Frommelt	Laverty		

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

CONSIDERATION OF BILLS

Senate File 1183

On motion of Senator Mowry, Senate File 1183, a bill for an act to enforce the duty to give evidence and providing for granting witnesses immunity to prosecution for crimes or public offenses concerning which they are required to testify, was taken up and considered.

Senator Mowry offered the following amendment and moved its adoption:

Amend Senate File 1183 as follows:

1. Page 1, line 15, by striking the word "amended:" and inserting in lieu thereof "repealed and substitute enacted".

2. Page 2, line 26, by striking the words and figures "section two (2)" and inserting in lieu thereof the words and figures "subsection two (2) of this section".

The amendment was adopted.

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

On the question "Shall the bill pass?" (S.F. 1183) the vote was:

Ayes, 46:

Anderson	Denman	Lange	Parker
Arbuckle	Doderer	Lavery	Potgeter
Balloun	Erskine	Lucken	Potter
Bass	Frey	McGill	Rabedeaux
Bortell	Gilley	Messerly	Rigler
Brownlee	Griffin	Mogged	Shaff
Clarke	Hougen	Mowry	Shirley
Conklin	Keith	Neu	Smith
Curran	Klink	Nicholson	Stephens
Davis	Kosek	Ollenburg	Sullivan
DeHart	Kyhl	Palmer	Walsh
DeKoster	Lamborn		

Nays, 2:

Glenn Orr

Absent or not voting, 13:

Briles	Gaudineer	O'Malley	Thordsen
Coleman	Hill	Reichardt	Van Gilst
Dodds	Leonard	Schaben	Weimer
Frommelt			

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

SENATE FILE WITHDRAWN

Senator Conklin asked and received unanimous consent that **Senate File 464** be withdrawn from further consideration of the Senate.

CONSIDERATION OF BILLS**Senate File 1085**

On motion of Senator McGill, Senate File 1085, a bill for an act relating to the use of traps, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Erskine offered the following amendment and moved its adoption:

Amend Senate File 1085, page 1, by striking lines 6, 7 and 8 and inserting in lieu thereof the following:

"Traps, with a jaw spread in excess of six inches, designed to kill or choke any animal shall be prohibited unless such trap is submerged in water when set."

The amendment was adopted.

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

On the question "Shall the bill pass?" (S.F. 1085) the vote was:

Ayes, 40:

Anderson	Denman	Kyhl	Palmer
Arbuckle	Doderer	Lamborn	Parker
Balloun	Erskine	Laverty	Potter
Bass	Frey	Lucken	Rabedeaux
Bortell	Gilley	McGill	Rigler
Brownlee	Glenn	Messerly	Shaff
Clarke	Griffin	Neu	Smith
Curran	Hougen	Nicholson	Sullivan
Davis	Klink	Ollenburg	Thordsen
DeKoster	Kosek	Orr	Walsh

Nays, 3:

Briles	Lange	Potgeter
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Absent or not voting, 18:

Coleman	Gaudineer	Mowry	Shirley
Conklin	Hill	O'Malley	Stephens
DeHart	Keith	Reichardt	Van Gilst
Dodds	Leonard	Schaben	Weimer
Frommelt	Mogged		

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

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate File 1085 passed the Senate.

QUENTIN V. ANDERSON

CONSIDERATION OF BILLS

Senate File 1188

On motion of Senator Kyhl, Senate File 1188, a bill for an act relating to limitations on the use of primary highway fund in constructing and maintaining interstate bridges, was taken up and considered.

SUBSTITUTION

Senator Kyhl asked and received unanimous consent that **House File 1138** be substituted for **Senate File 1188**.

CONSIDERATION OF BILLS

House File 1138

On motion of Senator Kyhl, House File 1138, a bill for an act relating to limitations on the use of the primary highway fund in constructing and maintaining interstate bridges, was taken up and considered.

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

On the question "Shall the bill pass?" (H.F. 1138) the vote was:

Ayes, 45:

Anderson	DeKoster	Kyhl	Palmer
Arbuckle	Doderer	Lamborn	Parker
Balloun	Erskine	Lange	Potgeter
Bass	Frey	Laverty	Potter
Bortell	Gilley	Lucken	Rabedeaux
Briles	Glenn	McGill	Rigler
Brownlee	Griffin	Messerly	Shaff
Clarke	Holden	Neu	Smith
Conklin	Keith	Nicholson	Sullivan
Curran	Klink	Ollenburg	Thordsen
Davis	Kosek	Orr	Walsh
DeHart			

Nays, none.

Absent or not voting, 16:

Coleman	Gaudineer	Mowry	Shirley
Denman	Hill	O'Malley	Stephens
Dodds	Leonard	Reichardt	Van Gilst
Frommelt	Mogged	Schaben	Weimer

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

SENATE FILE WITHDRAWN

Senator Kyhl asked and received unanimous consent that **Senate File 1188** be withdrawn from further consideration of the Senate.

CONSIDERATION OF BILLS

Senate File 1193

On motion of Senator Kyhl, Senate File 1193, a bill for an act relating to the issuance of motor vehicle operators' and chauffeurs' licenses, was taken up and considered.

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

President Jepsen took the chair at 10:10 a.m.

On the question "Shall the bill pass?" (S.F. 1193) the vote was:

Ayes, 45:

Anderson	Curran	Glenn	Laverty
Arbuckle	Davis	Griffin	McGill
Balloun	DeHart	Hougen	Messerly
Bass	DeKoster	Keith	Mowry
Bortell	Denman	Klink	Neu
Briles	Doderer	Kosek	Nicholson
Brownlee	Erskine	Kyhl	Ollenburg
Clarke	Frey	Lamborn	Orr
Conklin	Gilley	Lange	Palmer

Parker
Potgeter

Potter
Rigler

Shaff
Smith

Sullivan
Thordsen
Walsh

Nays, 1:

Stephens

Voting present, 1:

Lucken

Absent or not voting, 14:

Coleman
Dodds
Frommelt
Gaudineer

Hill
Leonard
Mogged
O'Malley

Rabedeaux
Reichardt
Schaben

Shirley
Van Gilst
Weimer

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

President pro tempore Lange took the chair at 10:20 a.m.

House File 282

On motion of Senator Kosek, House File 282, a bill for an act to insert in the Code the full text of the interstate compact on mental health, to which Iowa is presently a party state, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

On the question "Shall the bill pass?" (H.F. 282) the vote was:

Ayes, 42:

Anderson
Arbuckle
Balloun
Bass
Bortell
Briles
Brownlee
Clarke
Conklin
DeHart
DeKoster

Denman
Doderer
Erskine
Frey
Gilley
Glenn
Griffin
Keith
Klink
Kosek
Kyhl

Lamborn
Lange
Laverty
Lucken
McGill
Mowry
Neu
Nicholson
Ollenburg
Orr

Parker
Potgeter
Potter
Rabedeaux
Rigler
Shaff
Smith
Stephens
Thordsen
Walsh

Nays, none.

Absent or not voting, 19:

Coleman
Curran
Davis
Dodds
Frommelt

Gaudineer
Hill
Hougen
Leonard
Messerly

Mogged
O'Malley
Palmer
Reichardt
Schaben

Shirley
Sullivan
Van Gilst
Weimer

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

Senate File 1021

On motion of Senator Nicholson, Senate File 1021, a bill for an act relating to municipal lighting districts, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

SUBSTITUTION

Senator Nicholson asked and received unanimous consent that **House File 1007** be substituted for **Senate File 1021**.

CONSIDERATION OF BILLS**House File 1007**

On motion of Senator Nicholson, House File 1007, a bill for an act relating to municipal lighting districts, was taken up and considered.

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

On the question "Shall the bill pass?" (H.F. 1007) the vote was:

Ayes, 46:

Anderson	Denman	Lamborn	Palmer
Arbuckle	Doderer	Lange	Parker
Balloun	Erskine	Laverty	Potgeter
Bass	Frey	Lucken	Potter
Bortell	Gilley	McGill	Rabedeaux
Briles	Glenn	Messerly	Rigler
Clarke	Griffin	Mogged	Shaff
Conklin	Hougen	Mowry	Smith
Curran	Keith	Nicholson	Stephens
Davis	Klink	Ollenburg	Thorsen
DeHart	Kosek	Orr	Walsh
DeKoster	Kyhl		

Nays, none.

Absent or not voting, 15:

Brownlee	Gaudineer	O'Malley	Sullivan
Coleman	Hill	Reichardt	Van Gilst
Dodds	Leonard	Schaben	Weimer
Frommelt	Neu	Shirley	

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

SENATE FILE WITHDRAWN

Senator Nicholson asked and received unanimous consent that **Senate File 1021** be withdrawn from further consideration of the Senate.

CONSIDERATION OF BILLS

Senate File 1051

On motion of Senator Shaff, Senate File 1051, a bill for an act concerning county ambulance service, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

On the question "Shall the bill pass?" (S.F. 1051) the vote was:

Ayes, 46:

Anderson	DeKoster	Lamborn	Parker
Arbuckle	Denman	Lange	Potgeter
Balloun	Doderer	Laverty	Potter
Bass	Erskine	Lucken	Rabedeaux
Bortell	Frey	McGill	Rigler
Briles	Gilley	Messerly	Schaff
Brownlee	Glenn	Mogged	Shirley
Clarke	Griffin	Mowry	Smith
Conklin	Keith	Ollenburg	Stephens
Curran	Klink	Orr	Thordson
Davis	Kosek	Palmer	Walsh
DeHart	Kyhl		

Nays, none.

Absent or not voting, 15:

Coleman	Hill	Nicholson	Sullivan
Dodds	Hougen	O'Malley	Van Gilst
Frommelt	Leonard	Reichardt	Weimer
Gaudineer	Neu	Schaben	

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

Senate File 125

On motion of Senator Shirley, Senate File 125, a bill for an act relating to civil service, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Shirley offered the following amendment and moved its adoption:

Amend Senate File 125 as follows:

By striking from lines 8 and 9 the words "line two (2)" and insert in lieu thereof the words "lines two (2) and eighteen (18)".

The amendment was adopted.

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

On the question "Shall the bill pass?" (S.F. 125) the vote was:

Ayes, 41:

Anderson	Doderer	Lamborn	Orr
Balloun	Erskine	Lange	Palmer
Bass	Frey	Laverty	Parker
Bortell	Gilley	Lucken	Potgeter
Brownlee	Glenn	McGill	Potter
Clarke	Hougen	Messerly	Rabedeaux
Conklin	Keith	Mogged	Rigler
Curran	Klink	Mowry	Shirley
Davis	Kosek	Nicholson	Stephens
DeHart	Kyhl	Ollenburg	Walsh
DeKoster			

Nays, 1:

Arbuckle

Voting present, 1:

Smith

Absent or not voting, 18:

Briles	Gaudineer	O'Malley	Sullivan
Coleman	Griffin	Reichardt	Thordsen
Denman	Hill	Schaben	Van Gilst
Dodds	Leonard	Shaff	Weimer
Frommelt	Neu		

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

Senate File 1057

On motion of Senator Mowry, Senate File 1057, a bill for an act relating to special limitations of actions regarding the recovery of interests in real estate, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

On the question "Shall the bill pass?" (S.F. 1057) the vote was:

Ayes, 45:

Anderson	Doderer	Lamborn	Parker
Arbuckle	Erskine	Lange	Potgeter
Balloun	Frey	Laverty	Potter
Bass	Gilley	Lucken	Rabedeaux
Bortell	Glenn	McGill	Rigler
Briles	Griffin	Messerly	Schaben
Brownlee	Hougen	Mogged	Shirley
Conklin	Keith	Mowry	Smith
Curran	Klink	Nicholson	Stephens
Davis	Kosek	Ollenburg	Walsh
DeHart	Kyhl	Palmer	Weimer
DeKoster			

Nays, none.

Absent or not voting, 16:

Clarke	Frommelt	Neu	Shaff
Coleman	Gaudineer	O'Malley	Sullivan
Denman	Hill	Orr	Thordsen
Dodds	Leonard	Reichardt	Van Gilst

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

House File 1052

On motion of Senator Griffin, House File 1052, a bill for an act relating to the maximum rate of interest on general obligation bonds issued by school corporations, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Griffin offered the following committee amendment and moved its adoption:

Amend House File 1052, as amended and passed by the House, as follows:

1. Page 1, by striking lines 16 through 32, inclusive.

The amendment was adopted.

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

On the question "Shall the bill pass?" (H.F. 1052) the vote was:

Rule 24 was invoked.

Ayes, 43:

Arbuckle	Doderer	Lange	Reichardt
Bass	Erskine	Lucken	Rigler
Bortell	Gaudineer	Messerly	Shaff
Briles	Gilley	Mogged	Shirley
Brownlee	Glenn	Nicholson	Smith
Clarke	Griffin	Orr	Stephens
Conklin	Keith	Palmer	Thordsen
Curran	Klink	Parker	Van Gilst
Davis	Kosek	Potgeter	Walsh
DeHart	Kyhl	Potter	Weimer
DeKoster	Lamborn	Rabedeaux	

Nays, 8:

Anderson	Frey	Hill	Mowry
Balloun	Frommelt	McGill	Schaben

Absent or not voting, 10:

Coleman	Hougen	Neu	O'Malley
Denman	Laverty	Ollenburg	Sullivan
Dodds	Leonard		

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

Senator Griffin asked unanimous consent that House File 1052 be immediately messaged to the House.

Objection was raised.

Senator Griffin moved that the vote by which **House File 1052** passed the Senate be reconsidered and the motion to reconsider be laid on the table.

Roll call was requested.

On the question "Shall the motion to reconsider be laid on the table?" (H.F. 1052) the vote was:

Ayes, 33:

Bass	Erskine	Lange	Potter
Briles	Gilley	Laverty	Rabedeaux
Brownlee	Griffin	Lucken	Rigler
Clarke	Keith	Mogged	Shaff
Conklin	Klink	Nicholson	Smith
Curran	Kosek	Palmer	Stephens
Davis	Kyhl	Parker	Thordsen
DeHart	Lamborn	Potgeter	Walsh
DeKoster			

Nays, 17:

Anderson	Frey	Hill	Orr
Arbuckle	Frommelt	McGill	Reichardt
Balloun	Gaudineer	Messerly	Shirley
Bortell	Glenn	Mowry	Van Gilst
Doderer			

Voting present, 1:

Schaben

Absent or not voting, 10:

Coleman	Hougen	Ollenburg	Sullivan
Denman	Leonard	O'Malley	Weimer
Dodds	Neu		

The motion prevailed.

SENATE FILE WITHDRAWN

Senator Griffin asked and received unanimous consent that **Senate File 1071** be withdrawn from further consideration of the Senate.

CONSIDERATION OF BILLS

Senate File 1163

On motion of Senator Anderson, Senate File 1163, a bill for an act relating to the marking and branding of livestock, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Anderson offered the following amendment and moved its adoption:

Amend Senate File 1163, page 1, by adding after line 9 a new subsection and by renumbering the following subsection:

"By striking from line seven (7) the words 'the veterinarian's' and inserting in lieu thereof the word 'such'."

The amendment was adopted.

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

On the question "Shall the bill pass?" (S.F. 1163) the vote was:

Ayes, 50:

Anderson	Erskine	Lamborn	Potgeter
Arbuckle	Frey	Lange	Potter
Balloun	Frommelt	Laverty	Reichardt
Bass	Gaudineer	Lucken	Rigler
Bortell	Gilley	McGill	Schaben
Briles	Glenn	Messerly	Shaff
Brownlee	Griffin	Mogged	Shirley
Conklin	Hill	Mowry	Smith
Curran	Hougen	Nicholson	Stephens
Davis	Keith	Orr	Thordsen
DeHart	Klink	Palmer	Van Gilst
DeKoster	Kosek	Parker	Walsh
Doderer	Kyhl		

Nays, none.

Absent or not voting, 11:

Clarke	Dodds	Ollenburg	Sullivan
Coleman	Leonard	O'Malley	Weimer
Denman	Neu	Rabedeaux	

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

Senate File 1151

On motion of Senator Mogged, Senate File 1151, a bill for an act relating to the definition of real estate, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

On the question "Shall the bill pass?" (S.F. 1151) the vote was:

Ayes, 49:

Anderson	Bortell	Curran	Erskine
Arbuckle	Briles	DeHart	Frey
Balloun	Brownlee	DeKoster	Frommelt
Bass	Conklin	Doderer	Gaudineer

Gilley	Lamborn	Nicholson	Schaben
Glenn	Lange	Orr	Shaff
Griffin	Laverty	Palmer	Shirley
Hill	Lucken	Parker	Smith
Hougen	McGill	Potgeter	Stephens
Keith	Messerly	Potter	Thordsen
Klink	Mogged	Reichardt	Van Gilst
Kosek	Mowry	Rigler	Walsh
Kyhl			

Nays, none.

Absent or not voting, 12:

Clarke	Denman	Neu	Rabedeaux
Coleman	Dodds	Ollenburg	Sullivan
Davis	Leonard	O'Malley	Weimer

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

Senate File 1169

On motion of Senator Walsh, Senate File 1169, a bill for an act to authorize purchase of tax-sheltered annuities for employees of the state educational radio and television facility board, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

On the question "Shall the bill pass?" (S.F. 1169) the vote was:

Ayes, 44:

Anderson	Doderer	Laverty	Potter
Arbuckle	Frey	Lucken	Rabedeaux
Balloun	Gaudineer	McGill	Rigler
Bass	Gilley	Messerly	Schaben
Bortell	Glenn	Mogged	Shaff
Brownlee	Hill	Mowry	Shirley
Conklin	Keith	Nicholson	Smith
Curran	Klink	Orr	Stephens
Davis	Kosek	Palmer	Thordsen
DeHart	Kyhl	Parker	Van Gilst
DeKoster	Lange	Potgeter	Walsh

Nays, 1:

Hougen

Absent or not voting, 16:

Briles	Dodds	Lamborn	O'Malley
Clarke	Erskine	Leonard	Reichardt
Coleman	Frommelt	Neu	Sullivan
Coleman	Griffin	Ollenburg	Weimer

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

Senate File 1209

On motion of Senator Brownlee, Senate File 1209, a bill for an act relating to membership on the board of directors of economic development corporations, was taken up and considered.

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

On the question "Shall the bill pass?" (S.F. 1209) the vote was:

Ayes, 40:

Anderson	DeKoster	Lange	Rabedeaux
Arbuckle	Frey	Laverty	Reichardt
Balloun	Frommelt	McGill	Rigler
Bass	Gaudineer	Messerly	Schaben
Bortell	Gilley	Mogged	Shaff
Briles	Hougen	Mowry	Smith
Brownlee	Keith	Nicholson	Stephens
Conklin	Klink	Parker	Thordsen
Curran	Kosek	Potgeter	Van Gilst
DeHart	Kyhl	Potter	Walsh

Nays, 4:

Doderer	Glenn	Hill	Orr
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Voting present, 1:

Palmer

Absent or not voting, 16:

Clarke	Dodds	Leonard	O'Malley
Coleman	Erskine	Lucken	Shirley
Davis	Griffin	Neu	Sullivan
Denman	Lamborn	Ollenburg	Weimer

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

Senator Anderson asked and received unanimous consent to take up for consideration Senate File 1218.

Senate File 1218

On motion of Senator Anderson, Senate File 1218, a bill for an act relating to larceny of a security interest in collateral, was taken up and considered.

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

On the question "Shall the bill pass?" (S.F. 1218) the vote was:

Ayes, 46:

Anderson	Bortell	Curran	Frommelt
Arbuckle	Briles	DeHart	Gaudineer
Balloun	Brownlee	Doderer	Gilley
Bass	Conklin	Frey	Glenn

Hill	Laverty	Palmer	Schaben
Hougen	Lucken	Parker	Shaff
Keith	McGill	Potgeter	Smith
Klink	Messerly	Potter	Stephens
Kosek	Mogged	Rabedaux	Thordsen
Kyhl	Mowry	Reichardt	Van Gilst
Lamborn	Nicholson	Rigler	Walsh
Lange	Orr		

Nays, none.

Absent or not voting, 15:

Clarke	Denman	Leonard	Shirley
Coleman	Dodds	Neu	Sullivan
Davis	Erskine	Ollenburg	Weimer
DeKoster	Griffin	O'Malley	

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

SENATE FILE WITHDRAWN

Senator Rigler asked and received unanimous consent that **Senate File 595** be withdrawn from further consideration of the Senate.

CONSIDERATION OF BILLS

Senator Mowry asked and received unanimous consent to take up for consideration Senate File 1225.

Senate File 1225

On motion of Senator Mowry, Senate File 1225, a bill for an act relating to the state archaeologist, was taken up and considered.

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

On the question "Shall the bill pass?" (S.F. 1225) the vote was:

Ayes, 43:

Anderson	Frommelt	Lange	Potter
Arbuckle	Gaudineer	Laverty	Rabedaux
Balloun	Gilley	McGill	Rigler
Bass	Glenn	Messerly	Schaben
Bortell	Hill	Mogged	Shaff
Brownlee	Hougen	Mowry	Smith
Conklin	Keith	Nicholson	Stephens
Curran	Klink	Orr	Thordsen
DeHart	Kosek	Palmer	Van Gilst
Doderer	Kyhl	Parker	Walsh
Frey	Lamborn	Potgeter	

Nays, none.

Absent or not voting, 18:

Briles	Denman	Lucken	Reichardt
Clarke	Dodds	Neu	Shirley
Coleman	Erskine	Ollenburg	Sullivan
Davis	Griffin	O'Malley	Weimer
DeKoster	Leonard		

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

Senator Rigler asked and received unanimous consent to take up for consideration Senate File 1101.

Senate File 1101

On motion of Senator Balloun, Senate File 1101, a bill for an act specifically providing that cities and towns within the outside boundaries of any soil conservation district are a part of such district and granting the governing bodies of such cities and towns discretion to remove them from the jurisdiction of the soil conservation district, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

SENATE FILE DEFERRED

Senator Rigler asked and received unanimous consent that further action on **Senate File 1101** be deferred and that the bill be placed on the calendar under unfinished business.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up for consideration Senate File 1159.

Senate File 1159

On motion of Senator Arbuckle, Senate File 1159, a bill for an act relating to the maximum amounts authorized to be levied for principal and interest of bonded indebtedness of certain school corporations that have entered into leases with merged area school corporations, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

SENATE FILE DEFERRED

Senator Rigler asked and received unanimous consent that further action on **Senate File 1159** be deferred and that the bill be placed on the calendar under unfinished business.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File 1176, a bill for an act relating to the Iowa public employees' retirement system.

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

House File 1197, a bill for an act relating to vacations for state employees.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE MESSAGES CONSIDERED

House File 1176, a bill for an act relating to the Iowa public employees' retirement system, wages covered and the payment of benefits under such system.

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

House File 1197, a bill for an act relating to vacations for state employees.

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

SUBSTITUTIONS

Senator Rigler asked and received unanimous consent that **House File 1176** be substituted for **Senate File 1217** which was made a special order of business for Tuesday, February 17, 1970, at 9:00 a.m.

Senator Rigler asked and received unanimous consent that **House File 1197** be substituted for **Senate File 471** which was made a special order of business for Tuesday, February 17, 1970, at 9:00 a.m.

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on February 12, 1970, he approved and transmitted to the Secretary of State the following bills:

- S. F. 203—Relating to cancellation and nonrenewal of automobile insurance policies.
- S. F. 328—Relating to statutes restricting the movement of overwidth vehicles and their application to urban transit systems.
- S. F. 337—Relating to state park roads.
- S. F. 339—To amend the residency requirements of municipal officers not elected by the voters.
- S. F. 410—Relating to the creation and acquisition of conservation easements by voluntary means.
- S. F. 1011—Relating to a minimum motor vehicle registration fee.
- S. F. 1069—Relating to roads under the jurisdiction of boards of supervisors.
- S. F. 1081—To change the requirement for third-party medical assistance from a mandatory requirement to a permissive requirement.
- S. F. 1108—To permit the superintendent of banking to charge a fee for examination of firms licensed under chapter five hundred thirty-six (536) of the Code.
- H. F. 221—Relating to fire and casualty insurance companies.
- H. F. 394—Relating to classification of highways.
- H. F. 427—Relating to the uniform issuance and return of teachers' contracts.

H. F. 452—Relating to transient or movable lunch stands.

H. F. 737—To legalize the hospital maintenance levy heretofore made in the county of Humboldt.

H. F. 1020—Pertaining to the nomination and election of members of the General Assembly.

A communication was received from the Governor announcing that on February 13, 1970, he approved and transmitted to the Secretary of State the following bills:

S. F. 77—Relating to licenses to practice medicine, osteopathic medicine and surgery and podiatry.

S. F. 359—Relating to seasons for taking fur-bearing animals.

S. F. 406—Relating to records in the county recorder's office.

S. F. 407—Relating to benefited water districts.

S. F. 1088—Relating to the assessment, payment of and budgetary consideration to be given the tax equivalent on municipal property acquired in support of industrial projects.

INTRODUCTION OF BILLS

Senate File 1231 by Senator Clarke, a bill for an act relating to a credit against personal property taxes, and providing an appropriation therefor.

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

Senate File 1232, by committee on environmental preservation (committee on environmental preservation), a bill for an act relating to the establishment of sanitary disposals and providing penalties for violations thereof.

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

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File 333, a bill for an act requiring all counties to become part of a merged area.

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

House File 611, a bill for an act to prevent fires on and along railroad right-of-way.

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

House File 1137, a bill for an act to provide for fair trade practices by motor vehicle franchisors.

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

House File 1156, a bill for an act relating to a revision of Iowa law governing divorce and marriage annulment.

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

House File 1191, a bill for an act to legalize and validate the procedures followed by Jasper County Conservation Board.

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

Senate File 1038, a bill for an act to legalize and validate the proceedings of the board of supervisors of Dallas County.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE MESSAGES CONSIDERED

House File 333, a bill for an act requiring all counties to become part of a merged area.

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

House File 611, a bill for an act to prevent fires on and along railroad right-of-way.

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

House File 1137, a bill for an act to provide for fair trade practices by motor vehicle franchisors.

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

House File 1156, a bill for an act relating to a revision of Iowa law governing divorce and marriage annulment and relating to support payments to welfare recipients under decree for dissolution of marriage.

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

House File 1191, a bill for an act to legalize and validate the procedures followed by the Jasper County Conservation Board in contracting with the Cross Construction Company of Baxter, Iowa, for the construction of three toilets at the Jasper County Park known as Ashton-Wildwood County Park.

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

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate File 1209 passed the Senate.

LEE GAUDINEER

EXPLANATION OF VOTE

I voted against House File 1052 because it will unnecessarily raise the interest rates for bonds in many school districts thereby throwing an additional load on the already overtaxed property owners in my district and most other districts in the state. It is high time that the legislature stop heaping additional tax burdens on already overtaxed property owners. The people of Iowa are saying "help" and my "no" vote was an attempt to do just that.

ANDREW G. FROMMELT

AMENDMENTS FILED

1 Amend Senate File 244, page 1, by adding after line 16
2 a new section as follows:
3 "Senate File 339, as enacted by the Sixty-third General
4 Assembly, Second Session, is amended by striking section
5 two (2)."

JAMES A. POTGETER

1 Amend Senate File 508, page 1, line 10, by striking the
2 word "five" and inserting in lieu thereof the word "twenty-five".

JAMES A. POTGETER

1 Amend the Walsh amendment to Senate File 508, filed
2 February 12, 1970, found on page 478 of the Senate Journal,
3 as follows:

4 1. Line 13, by striking the word "week" and inserting
5 in lieu thereof the word "month".

JAMES A. POTGETER

1 Senate File 1187 is hereby amended as follows:

2 1. Page 1, by striking line 11 and inserting in lieu
3 thereof the following:

4 "fund and is hereby reappropriated from the general fund
5 to the state department of public instruction to be used for
6 general state financial aid to school districts operating
7 public junior and community colleges and to merged areas for
8 the second year of the biennium ending June 30, 1971, in
9 addition to the sums specified in chapter one hundred ninety
10 (190), section five (5), lines twenty-five (25) through forty-
11 two (42), Acts of the Sixty-third General Assembly, First
12 Session, to be divided among said colleges and merged areas
13 in the same proportion that the amounts therein specified for
14 each bears to the total specified for the second year of the
15 biennium, to be paid over to said colleges and areas in the
16 same manner and at the same time as the amounts so specified
17 in chapter one hundred ninety (190) of the Acts of the Sixty-
18 third General Assembly, First Session."

19 2. Page 1, line 2, by inserting after the word "Iowa"
20 the words "and to reappropriate certain funds for aid to
21 public junior or community colleges and to merged areas".

JAMES A. POTGETER

1 Amend Senate File 1197, page 1, line 11, by inserting
2 after the word "shall" the words ", subject to the approval
3 of the board of supervisors,".

JOHN M. WALSH

- 1 Amend the Neu-Denman-Doderer amendment, filed February 12,
2 1970, to House File 720 as follows:
3 1. Line 5, by striking "or physician" and inserting in lieu
4 thereof the following: ", physician, psychologist or certified
5 public accountant".
6 2. Line 8, by inserting after the word "church" the words
7 ", or between a husband and wife".

JOAN ORR
JOHN WALSH

On motion of Senator Rigler, the Senate adjourned until 10:00
a.m., Monday, February 16, 1970.

JOURNAL OF THE SENATE

THIRTY-SIXTH DAY

SENATE CHAMBER,
DES MOINES, IOWA, MONDAY, FEBRUARY 16, 1970.

The Senate met in regular session, President pro tempore Lange presiding.

Prayer was offered by Elder Fred L. Condit, pastor of the Reorganized Church of Jesus Christ of Latter Day Saints, Humeston, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Friday, February 13, 1970, was approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows:
Senator Davis for the week on request of Senator Rigler.

DISTINGUISHED GUEST

President Jepsen welcomed to the Senate Donald E. Johnson of West Branch, Iowa, National Administrator of Veterans Affairs, Washington, D. C.

UNFINISHED BUSINESS

House File 720

The Senate resumed consideration of House File 720, a bill for an act relating to the crimes of eavesdropping and wiretapping, prescribing penalties and rights of civil actions relating to eavesdropping and wiretapping offenses and providing for the use of eavesdropping or wiretapping devices by certain law-enforcement officers.

The Senate resumed consideration of the Neu, et al., amendment by division as follows:

Division 1.

Amend House File 720, by adding after the period in line 35, page 3, the following:

This Act prohibits interception of wire or oral communication from a place or communication device primarily used by a lawyer or physician licensed to practice their profession pursuant to the laws of

this state or a minister properly ordained pursuant to the laws of his church.

Senator Orr asked and received unanimous consent to withdraw the amendment filed by Senators Orr and Walsh on February 13, 1970, and found on page 502 of the Senate Journal.

Senator Orr offered the following amendment by Senators Orr and Walsh to division 1 of the amendment and moved its adoption:

Amend the Neu, et al., amendment to House File 720, filed on February 12, 1970, found on page 474 of the Senate Journal, by striking lines 5 through 7 inclusive, and inserting in lieu thereof the following:

“primarily used by a lawyer admitted to practice in this state, a physician or certified public accountant licensed to practice in this state, a psychologist, or a minister properly ordained pursuant”.

Division was called for.

The amendment to division 1 of the amendment lost.

Senator Orr offered the following amendment to division 1 of the amendment and moved its adoption:

Amend the Neu, et al., amendment to House File 720, filed February 12, 1970, found on page 474 of the Senate Journal, by adding in line 8 after the period the following sentence:

“This act further prohibits interception of wire or oral communication between a husband and wife.”

Division was called for.

The amendment to division 1 of the amendment lost.

Senator Neu moved the adoption of division 1 of the amendment.

Roll call was requested.

On the question “Shall division 1 of the amendment be adopted?” (H.F. 720) the vote was:

Rule 24 was invoked.

Ayes, 23:

Anderson	Dodds	McGill	Reichardt
Brownlee	Doderer	Mowry	Schaben
Coleman	Frommelt	Neu	Van Gilst
Conklin	Glenn	O'Malley	Walsh
DeKoster	Hill	Orr	Weimer
Denman	Lange	Parker	

Nays, 34:

Arbuckle	Clarke	Frey	Hougen
Bass	Curran	Gaudineer	Keith
Bortell	DeHart	Gilley	Klink
Briles	Erskine	Griffin	Kosek

Kyhl	Messerly	Palmer	Shaff
Lamborn	Mogged	Potgeter	Smith
Laverty	Nicholson	Potter	Stephens
Lucken	Ollenburg	Rabedeaux	Sullivan
		Rigler	Thordsen

Absent or not voting, 4:

Balloun	Davis	Leonard	Shirley
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Division 1 of the amendment lost.

Senator Neu asked unanimous consent to withdraw division 2 of the amendment.

Division 2.

"Interception shall not be allowed of any wire or oral communication of an individual under indictment for a felony."

Objection was raised by Senator Glenn.

Senator Neu moved that division 2 of the amendment be withdrawn.

Senator Neu withdrew his motion.

Senator Glenn offered the following amendment to division 2 of the amendment and moved its adoption:

Amend division 2 of the Neu, et al., amendment to House File 720 as follows:

By striking the period (.) and quotes (") at the end of the amendment, inserting a comma (,) in lieu thereof and adding the words "if the subject matter to be intercepted relates to the felony in question."

Division was called for.

The amendment to division 2 of the amendment lost.

Senator Neu moved the adoption of division 2 of the amendment.

Division was called for.

Division 2 of the amendment was adopted.

Senator Denman offered the following amendment:

- 1 Amend House File 720 as follows:
- 2 1. Page 2, line 26, by striking the word "investigative".
- 3 2. Page 2, by striking all of lines 27 and 28.
- 4 3. Page 2, line 29, by striking the words "is made" and
- 5 inserting in lieu thereof the words "the State Bureau of Criminal
- 6 Investigation".
- 7 4. Page 3, line 1, by inserting after the word "officer"
- 8 the words "of the State Bureau of Criminal Investigation".
- 9 5. Page 3, line 11, by inserting after the word "officer"
- 10 the words "of the State Bureau of Criminal Investigation".
- 11 6. Page 3, line 19, by striking the word "person" and

- 12 inserting in lieu thereof the words "investigative or law-
 13 enforcement officer of the State Bureau of Criminal Investigation".
 14 7. Page 4, line 1, by inserting after the word "officer"
 15 the words "of the State Bureau of Criminal Investigation".

President Jepsen took the chair at 11:08 a.m.

POINT OF ORDER

Senator Walsh raised a point of order under Senate Rule 44.

Senator Rigler moved that the assistant attorney general be permitted to remain in the Senate chamber in an advisory capacity on House File 720, which motion prevailed.

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

Amend the Denman amendment, filed February 12, 1970, to House File 720 by adding the following new division:

"8. By inserting on page 2, after the period in line 8, the following new sentence: 'Whenever the Bureau of Criminal Investigation is referred to in this Act, it shall mean the bureau, or its designee, as long as the bureau remains primarily responsible for the actions of such designee.'"

Division was called for.

The amendment to the amendment was adopted.

Action on the Denman amendment temporarily deferred.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1182, a bill for an act relating to state personal net income tax and state business tax on corporations.

WILLIAM R. KENDRICK, Chief Clerk

On motion of Senator Rigler, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Jepsen presiding.

UNFINISHED BUSINESS

House File 720

The Senate resumed consideration of House File 720.

Senator Doderer offered the following amendment and moved its adoption:

Amend House File 720, page 10, line 30, by inserting after the word "court" the words "and the general assembly".

Division was called for.

The amendment lost.

Senator Weimer asked and received unanimous consent to withdraw the following amendment filed by Senators Weimer and Davis on February 12, 1970:

Amend House File 720, as amended and passed by the House, as follows:

Page 2, line 32, by striking the word "marijuana".

Senator Glenn offered the following amendment:

Amend House File 720 as follows:

On page 4 by striking all of lines 1 through 16.

President pro tempore Lange took the chair at 2:30 p.m.

President Jepsen took the chair at 2:40 p.m.

Senator Glenn moved the adoption of his amendment and called for a division.

The amendment lost.

Senator Glenn offered the following amendment:

Amend House File 720 as follows:

1. Page 4, line 31, by striking the comma (,) following the word "been" and inserting in lieu thereof the word "or", and by striking the comma (,) following the word "being" and by striking the remainder of line 31. and by striking on line 32 the words "about to be".

2. Page 6, line 3, by striking the comma (,) following the word "committing", inserting in lieu thereof the word "or", and by striking the comma (,) following the word "committed", and by striking the words "or is about to commit".

3. Page 6, line 13, by striking the comma (,); following the words "are being used", and by striking the words "or are about to be used,".

Senator Glenn moved the adoption of the amendment and called for a division.

The amendment lost.

Senator Glenn offered the following amendment and moved its adoption:

Amend House File 720 as follows:

Page 10, by striking all of lines 14 through 18.

The amendment lost.

Senator Rigler offered the following amendment:

Amend House File 720 as amended and passed by the House as follows:

Division 1.

1. Page 2, line 30, by inserting after the first use of the word "of" the words "or conspiracy to commit".

Division 2.

2. Page 2, line 30, by inserting after the word "murder," the words "arson, placing or detonating explosives with intent to harm any person or property,".

Senator Glenn called for a division of the amendment.

Senator Glenn raised a point of order on division 1 of the amendment for the reason that the subject matter therein had been previously acted upon by the Senate.

The Chair ruled the point well taken and division 1 of the amendment out of order.

Senator Rigler offered the following amendment to division 2 of his amendment and moved its adoption:

Amend the Rigler amendment to House File 720, filed February 16, 1970, division 2, line 2, by inserting after the word "or" the word "unlawfully".

The amendment to division 2 of the amendment was adopted.

On motion of Senator Rigler, division 2 of the amendment as amended was adopted.

(Consideration of House File 720 pending on adjournment.)

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File 683, a bill for an act to authorize and direct the executive council to approve the issuance of a quit claim deed for certain real estate in Lee County.

WILLIAM R. KENDRICK, Chief Clerk

INTRODUCTION OF BILLS

Senate File 1233, by Senator Mogged (Goode, Koch, Holden and Kruse), a bill for an act relating to the compensation of certain appraisers.

Read first time and **passed on file.**

Senate File 1234, by committee on commerce, a bill for an act relating to indemnification of bank officers and directors.

Read first time and placed on calendar.

SENATE RESOLUTION 101

By Rigler and Frommelt

Whereas, Mrs. Helen Goreham of Des Moines, Iowa, has been a sincere and capable bill room employee for several sessions in the Senate of the State of Iowa, and

Whereas, Mrs. Goreham was dedicated to providing a fine and efficient operation of the bill room taking great pride in a well organized service to the members of the Senate; and

Whereas, Mrs. Goreham died on February 14, 1970, at which time she was serving as bill clerk of the Senate; now therefore

Be It Resolved by the Senate, that the sincere condolences of the members of this body be extended to Mrs. Goreham's husband, Fred, her son, Fritz, and her daughter, Judy.

Be It Further Resolved, that a copy of this resolution shall be forwarded to Mr. Goreham and the other immediate members of Mrs. Goreham's family.

REPORT OF CONFERENCE COMMITTEE

(Senate File 1055)

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to consider the difference between the Senate and the House of Representatives on Senate File 1055, a bill for an act to provide a relocation advisory assistance program and relocation payments to persons displaced by highway projects, respectively submit the following recommendation:

1. That the Senate concur in the House amendment.

On the Part of the Senate:
WAYNE KEITH, Chairman
LESLIE C. KLINK
JOHN M. WALSH

On the Part of the House:
DEWEY E. GOODE
WILLIAM E. DARRINGTON
LUVERN W. KEHE
KEITH H. DUNTON

CALL OF THE SENATE

MR. PRESIDENT: Pursuant to Rule 19 of the Rules of Procedure of the Sixty-third General Assembly, we, the undersigned, request a call of the Senate on Senate File 1098 and all amendments and motions thereto.

FRANCIS MESSERLY
ALAN SHIRLEY
ANDREW FROMMELT
ROBERT RIGLER
PEARLE DeHART
WILLIAM PALMER
GEORGE O'MALLEY

MINNETTE DODERER
J. DONALD WEIMER
CHARLES LAVERTY
DONALD MCGILL
LEIGH CURRAN
ERNEST KOSEK
JOAN ORR
GENE GLENN

BILLS ASSIGNED TO COMMITTEE

President Jepsen announced the assignment of the following bills to committee:

- S. F. 1229 State government
- S. F. 1231 Ways and means
- S. F. 1232 Appropriations
- S. F. 1233 Commerce
- H. F. 333 Schools
- H. F. 499 Appropriations (Under Rule 37)
- H. F. 609 State government
- H. F. 611 Law enforcement
- H. F. 615 Judiciary
- H. F. 803 Agriculture
- H. F. 1088 State government
- H. F. 1154 County government
- H. F. 1156 Judiciary
- H. F. 1191 Judiciary

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate File 125 passed the Senate.

JAMES A. POTGETER

EXPLANATION OF VOTE

While I was absent from the Senate chamber to attend the funeral of Mrs. Paul Franzenburg the following votes were taken: Senate Files 1183, 1085, 1193, 1051, 125, 1057, 1163, 1151, 1169, 1209, 1218, 1225, and House Files 1138, 282, 1007, 1052. Had I been present I would have voted "Aye" on all of these bills.

ROBERT R. DODDS

REPORTS OF COMMITTEES

Senator Stephens submitted the following reports:

MR. PRESIDENT: Your committee on agriculture, to which was referred Senate File 1067, a bill for an act relating to the identification of cattle for quarantine purposes for bovine brucellosis eradication, begs leave to report it has had the same under consideration and recommends the same *do pass*.*

RICHARD L. STEPHENS, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on agriculture, to which was referred Senate File 1186, a bill for an act relating to the use of dead animals, begs

leave to report it has had the same under consideration and recommends the same **do pass**.*

RICHARD L. STEPHENS, Chairman

Ordered passed on file.

Senator Briles submitted the following report:

MR. PRESIDENT: Your committee on county government, to which was referred **Senate File 54**, a bill for an act relating to the creation of county historical boards; enumerating their powers and duties, and authorizing tax levies, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

Amend Senate File 54, page 3, line 4, by striking the word "one-half" and inserting in lieu thereof the word "one-fourth".

JAMES BRILES, Chairman

Ordered passed on file.

Senator Smith submitted the following report:

MR. PRESIDENT: Your committee on higher education, to which was referred **Senate File 1168**, a bill for an act relating to the state educational radio and television facility board, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

MARVIN W. SMITH, Chairman

Ordered passed on file.

*Denotes a unanimous committee vote.

AMENDMENTS FILED

- 1 Amend Senate File 1122 as follows:
- 2 1. Page 1, lines 12 and 13, by striking the words "bought
- 3 or sold in the state".
- 4 2. Page 1, line 13, by striking the word "may" and by in-
- 5 serting in lieu thereof the word "shall".
- 6 3. Page 1, by adding after line 14 the following new section:
- 7 Sec. 2. Section one hundred twenty-three point seventeen
- 8 (123.17), Code 1966, subsection g, is hereby amended by adding
- 9 after the period in line five (5) of such subsection the following:
- 10 "In the event the commission shall allow packages or containers
- 11 of liquor to be shipped or transported into this state without the
- 12 official seal or label of the commission being first affixed there-
- 13 to by the distiller or manufacturer, the commission shall require
- 14 that such distillers and manufacturers ship or transport packages
- 15 or containers of liquor into this state only in sealed and unopened
- 16 cases which cases shall bear a label, seal or stamp, prescribed
- 17 by the commission, across each part of each case which may be
- 18 opened. Any case of packages or containers of liquor which is
- 19 shipped or transported into this state which is open or not sealed
- 20 as herein required or upon which the prescribed seal, label, or
- 21 stamp of the commission is broken, shall be in violation of this
- 22 chapter."

LEE H. GAUDINEER, JR.

1 Amend Senate File 1207 as follows:

2 1. Page 5, line 21, by adding after the word "commission"
3 the following new sentence: "Upon completion of said hearing
4 the commission shall apportion all costs between the parties
5 to the hearing."

6 2. Page 7, lines 3 and 4, by striking the word "franchisee"
7 and inserting in lieu thereof the word "franchisees".

JAMES W. GRIFFIN, SR.

1 Amend Senate File 1227 by striking all
2 after the enacting clause and inserting in
3 lieu thereof the following:

4 Section 1. Section four hundred twenty-eight A point one
5 (428A.1), Code 1966, is hereby amended by striking lines six
6 (6) through seventeen (17), inclusive, and inserting in lieu
7 thereof the following:

8 "tax at the rate of one percent of the actual value of
9 the lands, tenements, or realty being granted, assigned, trans-
10 ferred, or otherwise conveyed, except if the actual value is
11 one thousand dollars or less, there shall be no tax. If the
12 actual value of the lands, tenements, or realty is not stated
13 in the deed, instrument, or writing subject to being recorded
14 as provided by this chapter, the tax shall be computed upon
15 the actual value of lands, tenements, or realty, as determined
16 by the county recorder. 'Actual value' shall mean, for the
17 purposes of this chapter, 'actual value' as defined in section
18 four hundred forty-one point twenty-one (441.21) of the Code
19 and amended by chapter three hundred fifty-four (354), section
20 one (1), Acts of the Sixty-second General Assembly."

21 Sec. 2. Section four hundred twenty-eight A point eight
22 (428A.8), Code 1966, as amended by chapter three hundred forty-
23 two (342), section one hundred sixty-eight (168), and chapter
24 three hundred fifty-two (352), section two (2), Acts of the
25 Sixty-second General Assembly, is hereby repealed and the fol-
26 lowing enacted in lieu thereof:

27 "On or before the tenth day of each month the county re-
28 corder shall determine and pay to the county treasurer, or to
29 the town or city treasurer, or other town or city official
30 designated to receive funds, receipts from the sale of docu-
31 mentary stamps during the preceding month in the manner herein
32 provided.

33 Cities and towns shall receive the receipts from the sale
34 of documentary stamps for the granting, assignment, transfer,
35 or conveyance of lands, tenements, or realty located within
36 the geographical boundaries of such cities or towns. The
37 county shall receive the remaining receipts which shall rep-
38 resent receipts from the granting, assignment, transfer, or
39 conveyance of lands, tenements, or realty located outside the
40 geographical boundaries of the cities and towns, but within
41 the boundaries of the county.

42 The county recorder shall keep such records and make such
43 reports with respect to the documentary stamps entrusted to
44 his custody and with respect to the sale of such stamps as may
45 be required."

WILLIAM J. REICHARDT

1 Amend the committee on agriculture amendment to House
 2 File 150, found on pages 373 through 377, inclusive, of the
 3 February 5, 1970, Senate Journal, as follows:
 4 1. By striking lines 72 through 77, inclusive.
 5 2. By adding to line 162 after the word "Act" the following:
 6 "; however, if such bond is not equal to the nearest
 7 multiple of five thousand dollars above twice the average
 8 daily value of purchases of livestock handled by such dealer
 9 or broker during the preceding twelve months, or such parts
 10 thereof as such dealer or broker was purchasing livestock,
 11 the department may demand an additional bond or deposit in
 12 an amount sufficient to equal or exceed such amount, and the
 13 exemption herein granted is modified to such extent"

QUENTIN ANDERSON

1 Amend House File 663, as passed by the House, page 2,
 2 by inserting after line 16 the following new sections:
 3 **Sec. 3.** The board of supervisors of a county is hereby
 4 authorized to create a county historical board. Such board
 5 shall be created pursuant to and in the same manner as pro-
 6 vided in section one hundred eleven A point two (111A.2) of
 7 the Code for the creation of county conservation boards, ex-
 8 cept that the petition provided therein shall stipulate
 9 whether the board of supervisors or the electorate, in any
 10 primary, general or special election, shall decide whether
 11 such historical board should be established.

12 The provisions of section one hundred eleven A point
 13 two (111A.2) of the Code for appointment of board members,
 14 the number and term of members, the residence requirement of
 15 members, the procedure for filling vacancies in the board,
 16 the compensation and expenses of members, and the procedure
 17 for removal of members shall apply equally to the county
 18 historical board. Members of such board shall be selected
 19 and appointed on the basis of their demonstrated interest in
 20 county historical matters.

21 **Sec. 4.** The provisions and requirements of section one
 22 hundred eleven A point three (111A.3) of the Code, pertaining
 23 to the selection of officers, quorum requirements, and regu-
 24 lar and special meetings; power to adopt bylaws and a common
 25 seal, and to enter into contracts; the furnishing of suitable
 26 offices; public inspection of records; and the annual report
 27 to the board of supervisors, shall also apply to county
 28 historical boards.

29 **Sec. 5.** The county historical board shall be authorized
 30 to:

31 1. Expend and apply all moneys received from the county
 32 or other source in the furtherance of historical purposes
 33 within the county.

34 2. Cooperate with historical societies or associations
 35 organized within the county, coordinate its functions with
 36 such organizations, and enter into contracts or agreements
 37 pursuant thereto.

38 3. Succeed to the authority vested in county conserva-
 39 tion boards by chapter one hundred eleven A (111A) of the
 40 Code, to establish and maintain public museums.

41 4. Accept in the name of the county any gifts, bequests,
42 or contributions of property, as well as appropriations of
43 money, for historical purposes.

44 5. Enter into agreements with public library trustees,
45 either jointly with a county historical association or
46 separately, as provided in section three hundred seventy-eight
47 point sixteen (378.16) of the Code.

48 6. Exercise such other lawful powers as are necessary
49 to the proper functioning of such board or to the provisions
50 of this Act.

51 Sec. 6. Upon the adoption by any county of the provisions
52 of this Act, the county board of supervisors of such county
53 may by resolution appropriate an amount of money from the
54 general fund of the county for the payment of expenses incurred
55 by the county historical board in carrying out its powers and
56 duties, and it may levy or cause to be levied an annual tax,
57 in addition to all other taxes, of not more than one-fourth
58 mill on the dollar of the assessed valuation of all real and
59 personal property subject to taxation within such county, upon
60 proper certification by said county historical board made
61 pursuant to and in compliance with all of the provisions of
62 chapter twenty-four (24) of the Code; which tax shall be col-
63 lected by the county treasurer as other taxes are collected,
64 and shall be paid into a separate and distinct fund to be
65 known as the county historical fund, to be paid out upon the
66 warrants drawn by the county auditor upon requisition of the
67 county historical board for the payment of expenses incurred
68 in carrying out the powers and duties of said historical board.
69 The county historical board shall have no power or authority
70 to contract any debt or obligation in any year in excess of
71 the moneys in the hands of the county treasurer immediately
72 available for such purposes. Any single expenditure of, or
73 contract to expend, a sum of five thousand dollars shall be
74 subject to the provisions of chapter twenty-three (23) of
75 the Code. Gifts, contributions; bequests of money, and other
76 revenue or money received by the board shall be deposited in
77 the county historical fund to be used for the purchase of land
78 or other property for historical purposes, and for the payment
79 of expenses incurred in carrying out the activities of the board;
80 except that moneys given, bequeathed, or contributed upon
81 specified trusts shall be held and applied in accordance with
82 the trust specified.

83 Amend the title to House File 663, as passed by the House,
84 by inserting in line 1 after the word "purposes" the words
85 " , authorize the establishment of county historical boards, and
86 to authorize a tax levy".

CLIFTON C. LAMBORN

1 Amend House File 720, page 5, line 1, by striking after the
2 word "person" the words " , if known,".

JOAN ORR

1 Amend House File 720, page 5, line 25, by striking the word
2 "reasonable" and inserting in lieu thereof the word "complete".

MINNETTE DODERER

1 Amend House File 720, as amended and passed by the House,
2 page 6, by inserting after line 30, a new subparagraph and by
3 relettering as required as follows:

4 "The order shall specify that such interception shall be
5 made by not less than two investigative or law-enforcement
6 officers."

WILLIAM J. REICHARDT

1 Amend House File 720 as follows:

2 Page 9, line 33, by striking the word "may" and
3 inserting in lieu thereof the word "shall", by
4 striking from line 33, the words "in his", by striking
5 from line 34, the word "discretion", and on page 10,
6 line 2, by striking the words "be in the interest of
7 justice." and by inserting in lieu thereof the words
8 "pertain to the movant."

GENE W. GLENN

1 Amend House File 720 by adding the following new
2 section:

3 When a wire or oral communication intercept has
4 been authorized pursuant to the provisions of this Act
5 and no evidence of criminal conduct has been elicited
6 thereby and no criminal prosecution is forthcoming
7 against the aggrieved party within six (6) months from
8 the time the intercept is terminated, the aggrieved
9 party whose privacy has been invaded shall have a right
10 of civil action against the intercepting party or parties
11 in the amount of \$10,000.00 actual damages and exemplary
12 damages as may be determined.

GENE W. GLENN

1 Amend House File 720 by adding the following
2 new section:

3 It shall be unlawful to intercept any wire or
4 oral communication between a lawyer and his client,
5 unless the lawyer is the principal suspect of criminal
6 activity.

GENE W. GLENN
ARTHUR A. NEU
JOHN L. MOWRY
LUCAS J. DeKOSTER

1 Amend the Denman amendment, filed February 16, 1970, to House
2 File 720 by adding the following new division:

3 8. By inserting in page 2 after line 18 the following
4 new subsection:

5 "9. 'Division of criminal investigation and bureau of
6 identification' shall mean the director of the division of
7 criminal investigation and bureau of identification in the
8 department of public safety or his designee; such designation
9 shall be in writing and name a specific individual."

J. DONALD WEIMER

1 Amend the Denman amendment, filed February 12, 1970, to
2 House File 720, by striking the words "State Bureau
3 of Criminal Investigation" where they appear in lines 5 and 6,
4 line 8, line 10, line 13, and line 15, and inserting in

5 lieu thereof the following: "division of criminal investigation
6 and bureau of identification".

WILLIAM F. DENMAN

1 Amend the Potter, et al., amendment to House File 720
2 filed February 11, 1970, found on pages 459 through 462
3 of the Senate Journal as follows:

4 1. By striking all after the word "device" in line
5 97 and all of line 98 and by inserting in lieu thereof
6 the following:

7 " , except those moving in interstate commerce,
8 designed for".

9 2. By striking all after the word "device" in line
10 100 and all of line 101 and by inserting in lieu thereof
11 the following:

12 " , except those moving in interstate commerce,
13 designed for".

14 3. By striking in line 103 all after the word
15 "device" and by inserting in lieu thereof the following:

16 " , except those moving in interstate commerce,
17 designed for".

18 4. By striking in lines 107 and 108 the words
19 " , the design of which renders it primarily useful for
20 the purpose of the" and by inserting in lieu thereof the
21 following:

22 "designed for".

23 5. By striking in lines 112, 113, and 114 the words
24 " , the design of which renders it primarily useful for
25 the purpose of the" and by inserting in lieu thereof the
26 following:

27 "designed for".

LEE H. GAUDINEER, JR.

1 Amend House File 1137, as passed by the House, page 5
2 by striking the sentence beginning in line 21 and ending in
3 line 23, and inserting in lieu thereof the following:

4 "The commission shall apportion all costs between the
5 parties."

JAMES W. GRIFFIN, SR.

1 Amend House File 1176, page 1, by striking the
2 word "and" in line 12, all of lines 13 and 14, and in-
3 serting in lieu thereof the following:

4 "through December 31, 1971, wages not in excess
5 of seven thousand eight hundred dollars, for each
6 calendar year from January 1, 1972, through December 31,
7 1972, wages not in excess of nine thousand dollars, for
8 each calendar year from January 1, 1973, through
9 December 31, 1973, wages not in excess of twelve thousand
10 dollars, and for each calendar year from January 1, 1974,
11 all wages."

ARTHUR A. NEU
JOHN M. WALSH
MINNETTE DODERER

On motion of Senator Rigler, the Senate adjourned until 9:00
a.m., Tuesday, February 17, 1970.

JOURNAL OF THE SENATE

THIRTY-SEVENTH DAY

SENATE CHAMBER,
DES MOINES, IOWA, TUESDAY, FEBRUARY 17, 1970.

The Senate met in regular session, President pro tempore Lange presiding.

Prayer was offered by the Reverend Robert Stone, pastor of the United Church of Christ, Mason City, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Monday, February 16, 1970, was approved.

VISITORS

Thirty-five students, members of the Y-Teen Group of Holmes Junior High School, Cedar Falls, Iowa, and their advisor, Sandy Messingham.

ADOPTION OF SENATE RESOLUTION 101

Senator Rigler called up the following resolution and moved its adoption:

SENATE RESOLUTION 101

By Rigler and Frommelt

Whereas, Mrs. Helen Goreham of Des Moines, Iowa, has been a sincere and capable bill room employee for several sessions in the Senate of the State of Iowa, and

Whereas, Mrs. Goreham was dedicated to providing a fine and efficient operation of the bill room taking great pride in a well organized service to the members of the Senate; and

Whereas, Mrs. Goreham died on February 14, 1970, at which time she was serving as bill clerk of the Senate; now therefore

Be It Resolved by the Senate, that the sincere condolences of the members of this body be extended to Mrs. Goreham's husband, Fred, her son, Fritz, and her daughter, Judy.

Be It Further Resolved, that a copy of this resolution shall be forwarded to Mr. Goreham and the other immediate members of Mrs. Goreham's family.

The motion prevailed and the resolution was adopted.

**SPECIAL ORDER OF BUSINESS
CONSIDERATION OF BILLS**

House File 1176

On motion of Senator Hougen, House File 1176, a bill for an act relating to the Iowa public employees' retirement system, wages covered and the payment of benefits under such system, was taken up and considered.

SPECIAL ORDERS POSTPONED

Senator Frommelt moved that further action on House File 1176 be deferred and that the bill retain its place on the calendar, pending receipt of an actuarial report.

Senator Rigler moved as a substitute motion that the special orders of business on **House File 1176, House File 1197 and Senate File 12** be postponed until Wednesday, February 18, 1970, at 9:00 a.m., which motion prevailed.

UNFINISHED BUSINESS

House File 720

The Senate resumed consideration of House File 720, a bill for an act relating to the crimes of eavesdropping and wiretapping, prescribing penalties and rights of civil actions relating to eavesdropping and wiretapping offenses and providing for the use of eavesdropping or wiretapping devices by certain law-enforcement officers, and the Denman amendment offered, amended and deferred on February 16, 1970.

Senator Denman offered the following amendment to the amendment and moved its adoption:

Amend the Denman amendment, filed February 12, 1970, to House File 720, by striking the words "State Bureau of Criminal Investigation" where they appear in lines 5 and 6, line 8, line 10, line 13, and line 15, and inserting in lieu thereof the following: "division of criminal investigation and bureau of identification".

The amendment to the amendment was adopted.

Senator Weimer offered the following amendment to the amendment and moved its adoption:

Amend the Denman amendment, filed February 16, 1970, to House File 720 by adding the following new division:

8. By inserting in page 2 after line 18 the following new subsection:

"9. 'Division of criminal investigation and bureau of identification' shall mean the director of the division of

criminal investigation and bureau of identification in the department of public safety or his designee; such designation shall be in writing and name a specific individual."

Division was called for.

The amendment to the amendment was adopted.

Senator Thordsen moved to reconsider the vote by which the Thordsen amendment to the Denman amendment was adopted, which motion prevailed.

Senator Thordsen asked and received unanimous consent to withdraw his amendment to the amendment.

Senator Thordsen offered the following amendment to the amendment and moved its adoption:

Amend the Denman amendment, filed February 12, 1970, to House File 720 by adding the following new division:

"8. By inserting on page 2, after the period in line 8, the following new sentence: "Whenever the division of criminal investigation and bureau of identification is referred to in this Act, it shall mean the bureau, or its designee, as long as the bureau remains primarily responsible for the actions of such designee.'"

The amendment to the amendment was adopted.

Senator Denman moved the adoption of his amendment as amended.

Roll call was requested.

On the question "Shall the Denman amendment as amended be adopted?" (H.F. 720) the vote was:

Ayes, 44:

Anderson	Denman	Lamborn	Potgeter
Arbuckle	Dodds	Lange	Potter
Balloun	Erskine	Laverty	Rabedeaux
Bass	Frey	McGill	Schaben
Bortell	Gaudineer	Messerly	Shaff
Briles	Griffin	Mogged	Smith
Clarke	Hill	Mowry	Stephens
Conklin	Hougen	Neu	Sullivan
Curran	Keith	Nicholson	Thordsen
DeHart	Kosek	Ollenburg	Van Gilst
DeKoster	Kyhl	Parker	Walsh

Nays, 12:

Coleman	Gilley	O'Malley	Reichardt
Doderer	Glenn	Orr	Shirley
Frommelt	Leonard	Palmer	Weimer

Absent or not voting, 5:

Brownlee	Klink	Lucken	Rigler
Davis			

The amendment as amended was adopted.

Senator Glenn offered the following amendment and moved its adoption:

Amend House File 720 as follows:

Page 9, line 33, by striking the word "may" and inserting in lieu thereof the word "shall", by striking from line 33, the words "in his", by striking from line 34, the word "discretion", and on page 10, line 2, by striking the words "be in the interest of justice." and by inserting in lieu thereof the words "pertain to the movant."

The amendment was adopted.

Senator Glenn offered the following amendment by Senators Glenn, et al.:

- 1 Amend House File 720 by adding the following
- 2 new section:
- 3 It shall be unlawful to intercept any wire or
- 4 oral communication between a lawyer and his client,
- 5 unless the lawyer is the principal suspect of criminal
- 6 activity.

Senator Rigler raised a point of order on the amendment for the reason that the same subject matter had already been considered by the Senate.

The Chair ruled the point not well taken.

President Jepsen took the chair at 10:35 a.m.

Senator Glenn offered the following amendment to the amendment by Senators Glenn and DeKoster:

Amend the Glenn, et al., amendment to House File 720, filed February 16, 1970, as follows:

By inserting in line 3 following the word "to" and before the word "intercept" the word "knowingly".

Senator Glenn moved the adoption of the amendment to the amendment and called for a division.

The amendment to the amendment was adopted.

Senator Glenn moved the adoption of the amendment as amended and requested a roll call.

On the question "Shall the Glenn, et al., amendment as amended be adopted?" (H.F. 720) the vote was:

Rule 24 was invoked.

Ayes, 28:

Anderson	Doderer	Leonard	Potgeter
Bass	Frommelt	McGill	Reichardt
Coleman	Glenn	Mowry	Schaben
Conklin	Hill	Neu	Shirley
DeKoster	Hougen	O'Malley	Van Gilst
Denman	Lamborn	Orr	Walsh
Dodds	Lange	Palmer	Weimer

Nays, 30:

Arbuckle	Frey	Lucken	Rabedeaux
Balloun	Gaudineer	Messerly	Rigler
Bortell	Gilley	Mogged	Shaff
Briles	Griffin	Nicholson	Smith
Clarke	Keith	Ollenburg	Stephens
Curran	Kosek	Parker	Sullivan
DeHart	Kyhl	Potter	Thordsen
Erskine	Laverty		

Absent or not voting, 3:

Brownlee	Davis	Klink
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The amendment as amended lost.

MOTION TO RE-REFER LOST

Senator Denman moved that **House File 720** be re-referred to the committee on law enforcement and requested a roll call.

On the question "Shall the motion to re-refer to committee be adopted?" (H.F. 720) the vote was:

Ayes, 18:

Coleman	Glenn	Palmer	Shirley
Denman	Hill	Potgeter	Van Gilst
Dodds	McGill	Reichardt	Walsh
Doderer	Neu	Schaben	Weimer
Frommelt	Orr		

Nays, 40:

Anderson	DeKoster	Lamborn	O'Malley
Arbuckle	Erskine	Lange	Parker
Balloun	Frey	Laverty	Potter
Bass	Gaudineer	Leonard	Rabedeaux
Bortell	Gilley	Lucken	Rigler
Briles	Griffin	Messerly	Shaff
Clarke	Hougen	Mogged	Smith
Conklin	Keith	Mowry	Stephens
Curran	Kosek	Nicholson	Sullivan
DeHart	Kyhl	Ollenburg	Thordsen

Absent or not voting, 3:

Brownlee	Davis	Klink
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The motion lost.

Senator Reichardt offered the following amendment:

Amend House File 720, as amended and passed by the House,

page 6, by inserting after line 30, a new subparagraph and by relettering as required as follows:

"The order shall specify that such interception shall be made by not less than two investigative or law-enforcement officers."

Senator Reichardt moved the adoption of his amendment and called for a division.

The amendment lost.

Senator Glenn offered the following amendment:

Amend House File 720 by adding the following new section:

When a wire or oral communication intercept has been authorized pursuant to the provisions of this Act and no evidence of criminal conduct has been elicited thereby and no criminal prosecution is forthcoming against the aggrieved party within six (6) months from the time the intercept is terminated, the aggrieved party whose privacy has been invaded shall have a right of civil action against the intercepting party or parties in the amount of \$10,000.00 actual damages and exemplary damages as may be determined.

Senator Glenn moved the adoption of the amendment and requested a division.

The amendment lost.

Senator Gaudineer called up the following motion and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which the Potter, et al., amendment to House File 720 passed the Senate.

The Chair called for a division.

The motion lost.

The Gaudineer amendment to the amendment found on page 516 of the Senate Journal was ruled out of order.

Senator Orr offered the following amendment and moved its adoption:

Amend House File 720, page 5, line 1, by striking after the word "person" the words " , if known,".

The amendment lost.

Senator Doderer offered the following amendment and moved its adoption:

Amend House File 720, page 5, line 25, by striking the word "reasonable" and inserting in lieu thereof the word "complete".

The amendment lost.

Senator Leonard offered the following amendment and moved its adoption:

Amend House File 720 by adding the following new section:

"It shall be unlawful to knowingly intercept any wire or oral communication between a minister, ordained under the laws of the State of Iowa, and parishioner, unless the minister is the principal suspect of criminal activity."

Roll call was requested by Senator Glenn.

On the question "Shall the amendment be adopted?" (H.F. 720) the vote was:

Rule 24 was invoked.

Ayes, 40:

Anderson	Doderer	Leonard	Reichardt
Bass	Frey	McGill	Rigler
Bortell	Frommelt	Mowry	Schaben
Brownlee	Gilley	Neu	Shaff
Coleman	Glenn	O'Malley	Shirley
Conklin	Griffin	Orr	Smith
Curran	Hill	Palmer	Sullivan
DeHart	Keith	Parker	Van Gilst
DeKoster	Lange	Potgeter	Walsh
Dodds	Laverty	Potter	Weimer

Nays, 13:

Arbuckle	Kosek	Messerly	Rabedeaux
Balloun	Kyhl	Mogged	Stephens
Clarke	Lucken	Nicholson	Thordsen
Gaudineer			

Absent or not voting, 8:

Briles	Denman	Hougen	Lamborn
Davis	Erskine	Klink	Ollenburg

The amendment was adopted.

Senator Doderer offered the following amendment and moved its adoption:

Amend House File 720, as passed by the House, page 11, by adding after line 30 the following new section:

It shall be unlawful to intercept any oral communication between a physician and his patient when the subject matter of the communication concerns treatment of the patient for addiction to narcotics or drugs.

Roll call was requested by Senator Reichardt.

On the question "Shall the amendment be adopted?" (H.F. 720) the vote was:

Rule 24 was invoked.

Ayes, 25:

Anderson	Frommelt	Neu	Reichardt
Coleman	Glenn	O'Malley	Rigler
Conklin	Laverty	Orr	Schaben
Curran	Leonard	Palmer	Shirley
DeKoster	McGill	Parker	Van Gilst
Dodds	Mowry	Potgeter	Walsh
Doderer			

Nays, 24:

Arbuckle	DeHart	Kyhl	Potter
Balloun	Gaudineer	Lange	Rabedaux
Bass	Gilley	Lucken	Smith
Bortell	Hill	Messerly	Stephens
Brownlee	Keith	Mogged	Sullivan
Clarke	Kosek	Nicholson	Thordsen

Absent or not voting, 12:

Briles	Erskine	Hougen	Ollenburg
Davis	Frey	Klink	Shaff
Denman	Griffin	Lamborn	Weimer

The amendment was adopted.

On motion of Senator Rigler, the Senate recessed until 1:45 p.m.

AFTERNOON SESSION

The Senate reconvened, President Jepsen presiding.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Mogged, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 400, 1038 and 1086.

CHARLES G. MOGGED
Chairman, Senate Committee
ELIZABETH SHAW
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: Senate Files 400, 1038 and 1086.

BILLS SENT TO THE GOVERNOR

Snator Mogged, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports

that it has, on this 17th day of February, 1970, sent to the Governor for his approval: Senate Files 400, 1038 and 1086.

CHARLES G. MOGGED, Chairman

Passed on file.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the following joint resolution in which the concurrence of the Senate is asked:

House Joint Resolution 10, proposing an amendment to the Iowa Constitution repealing the prohibition against lotteries.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 251, a bill for an act relating to sex discrimination in employment, housing, and public accommodations.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1063, a bill for an act relating to the rates of interest and interest penalty for the redemption of real property.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1222, a bill for an act relating to the sales and use tax on newsprint and ink.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 220, a bill for an act relating to farm wagon licensing.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 220

Amend Senate File 220, as amended and passed by the Senate, by inserting at the end thereof the following new section:

Sec. 2. Section three hundred twenty-one point three hundred ten (321.310), Code 1966, is hereby amended as follows:

1. By striking from lines fourteen (14) and fifteen (15) the words "when registered under the provisions of section 321.123".

2. By striking from lines twenty-four (24) and twenty-five (25) the words "when registered under the provisions of section 321.123".

HOUSE MESSAGES CONSIDERED

House File 251, a bill for an act relating to sex discrimination in employment, housing, and public accommodations.

Read first time and **passed on file.**

House File 1063, a bill for an act relating to the sale of real property for delinquent taxes, rates of interest and interest penalty for the redemption of real property.

Read first time and **passed on file**.

House File 1222, a bill for an act relating to the sales and use tax on newsprint and ink and to exempt the sales, publishing, and printing of all newspapers and shoppers' guides therefrom.

Read first time and **passed on file**.

House Joint Resolution 10, a joint resolution proposing an amendment to the Constitution of the State of Iowa repealing the prohibition against lotteries in order that they may be regulated by the General Assembly.

Read first time and **passed on file**.

INTRODUCTION OF BILLS

Senate File 1235, by Senators Frommelt, Gaudineer and Shirley, a bill for an act relating to the appointment of deputy state comptrollers.

Read first time and **passed on file**.

Senate File 1236, by committee on state government, a bill for an act relating to the reorganization of the executive functions of state government by the creation of a department of executive services; placing within such department a division of general services and several existing state agencies, and delegating certain executive duties in connection with such reorganization.

Read first time and **placed on calendar**.

ADOPTION OF CONFERENCE COMMITTEE REPORT

Senate File 1055

Senator Keith called up for consideration the following report and moved its adoption:

REPORT OF CONFERENCE COMMITTEE

(Senate File 1055)

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to consider the difference between the Senate and the House of Representatives on Senate File 1055, a bill for an act to provide a relocation advisory assistance program and relocation payments to persons displaced by highway

projects, respectively submit the following recommendation:

1. That the Senate concur in the House amendment.

On the Part of the Senate:	On the Part of the House:
WAYNE KEITH, Chairman	DEWEY E. GOODE
LESLIE C. KLINK	WILLIAM E. DARRINGTON
JOHN M. WALSH	LUVERN W. KEHE
	KEITH H. DUNTON

Division was called for.

The motion was lost and the report rejected.

APPOINTMENT OF SECOND CONFERENCE COMMITTEE

In accordance with Joint Rule 12, President Jepsen appointed to the second conference committee on **Senate File 1055**, on the part of the Senate, Senators Potgeter, chairman; Brownlee, Coleman and Frey.

REPORTS OF INVESTIGATING COMMITTEES

Senator Denman submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee to investigate the character and qualifications of Abe D. Clayman, of Des Moines, Polk County, Iowa, for appointment as a member of the Civil Rights Commission under the provisions of section 105A.3 of the 1966 Code of Iowa for a regular four-year term commencing July 1, 1969, and ending June 30, 1973, begs leave to report that it has made such investigation and recommends that the appointment be confirmed.

WILLIAM F. DENMAN, Chairman
CHARLES O. LAVERTY
LUCAS J. DeKOSTER
GLEN E. BORTELL
ANDREW G. FROMMELT

The motion prevailed and the report was adopted.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 55:

Anderson	Doderer	Laverty	Rabedeaux
Arbuckle	Erskine	Leonard	Reichardt
Bass	Frey	McGill	Rigler
Bortell	Frommelt	Mogged	Schaben
Briles	Gaudineer	Mowry	Shaff
Brownlee	Gilley	Neu	Shirley
Clarke	Glenn	Nicholson	Smith
Coleman	Hill	Ollenburg	Stephens
Conklin	Hougen	O'Malley	Sullivan
Curran	Keith	Orr	Thordsen
DeHart	Klink	Palmer	Van Gilst
DeKoster	Kosek	Parker	Walsh
Denman	Kyhl	Potgeter	Weimer
Dodds	Lange	Potter	

Nays, none.

Absent or not voting, 6:

Balloun	Griffin	Lucken	Messerly
Davis	Lamborn		

President Jepsen declared the appointment of Abe D. Clayman as a member of the Civil Rights Commission confirmed for the regular term ending June 30, 1973.

Senator Potgeter submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee to investigate the character and qualifications of T. J. Heronimus of Grundy Center, Grundy County, Iowa, for appointment as a member of the Board of Public Instruction under the provisions of section 257.1 of the Code of Iowa 1966 for the regular six-year term ending January 2, 1976, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

JAMES A. POTGETER, Chairman
 VERNON H. KYHL
 FRANCIS MESSERLY
 JOHN L. MOWRY
 DONALD S. MCGILL

The motion prevailed and the report was adopted.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 56:

Anderson	Erskine	Leonard	Potter
Arbuckle	Frey	Lucken	Rabedeaux
Bass	Frommelt	McGill	Reichardt
Bortell	Gaudineer	Messerly	Rigler
Brownlee	Gilley	Mogged	Schaben
Clarke	Glenn	Mowry	Shaff
Coleman	Griffin	Neu	Shirley
Conklin	Hill	Nicholson	Smith
Curran	Hougen	Ollenburg	Stephens
DeHart	Keith	O'Malley	Sullivan
DeKoster	Klink	Orr	Thordsen
Denman	Kyhl	Palmer	Van Gilst
Dodds	Lange	Parker	Walsh
Doderer	Laverty	Potgeter	Weimer

Nays, none.

Absent or not voting, 5:

Balloun	Davis	Kosek	Lamborn
Briles			

President Jepsen declared the appointment of T. J. Heronimus as a member of the Board of Public Instruction confirmed for the regular term ending January 2, 1976.

UNFINISHED BUSINESS

House File 720

The Senate resumed consideration of House File 720.

Senator Gaudineer moved to reconsider the vote by which the following amendment by Senators Glenn, et al., as amended, failed to be adopted by the Senate:

- 1 Amend House File 720 by adding the following
- 2 new section:
- 3 It shall be unlawful to knowingly intercept any wire or
- 4 oral communication between a lawyer and his client,
- 5 unless the lawyer is the principal suspect of criminal
- 6 activity.

Division was called for.

The motion prevailed.

Senator Glenn asked and received unanimous consent to withdraw the Glenn, et al., amendment as amended.

Senator Glenn offered the following amendment by Senators Glenn and Gaudineer:

Amend House File 720 by adding the following
new section:

"It shall be unlawful to wilfully intercept
any wire or oral communication between a lawyer and
his client, unless the lawyer is the principal
suspect of criminal activity."

Senator Denman offered the following amendment to the amendment by Senators Denman and Messerly and moved its adoption:

Amend the Glenn and Gaudineer amendment to
House File 720 as follows:

On line 5 by striking the words "the principal"
and inserting in lieu thereof the word "a".

The amendment to the amendment was adopted.

Senator Glenn moved the adoption of the amendment as amended and called for a division.

The amendment as amended was adopted.

Senator Schaben moved to reconsider the vote by which division 2 of the Neu, et al., amendment was adopted by the Senate on February 16, 1970.

Division 2.

"Interception shall not be
allowed of any wire or oral communication of an
individual under indictment for a felony."

Division was called for.

The motion prevailed.

Senator Neu asked unanimous consent to withdraw division 2 of the Neu, et al., amendment.

Objection was raised.

Senator Neu moved that division 2 of the Neu, et al., amendment be withdrawn, which motion prevailed.

Senator Potter moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 720) the vote was:

Rule 24 was invoked.

Ayes, 31:

Arbuckle	Frey	Kyhl	Potter
Balloun	Gaudineer	Lamborn	Rabedeaux
Bass	Gilley	Lucken	Shaff
Briles	Griffin	Mogged	Smith
Brownlee	Hougen	Mowry	Stephens
Clarke	Keith	Nicholson	Sullivan
Denman	Klink	Ollenburg	Thordsen
Erskine	Kosek	Parker	

Nays, 27:

Anderson	Doderer	McGill	Rigler
Bortell	Frommelt	Neu	Schaben
Coleman	Glenn	O'Malley	Shirley
Conklin	Hill	Orr	Van Gilst
Curran	Lange	Palmer	Walsh
DeKoster	Laverty	Potgeter	Weimer
Dodds	Leonard	Reichardt	

Absent or not voting, 3:

Davis	DeHart	Messerly
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

MOTION TO RECONSIDER

Senator Potter moved the adoption of the following motion filed at the desk:

MR. PRESIDENT: I move to reconsider the vote by which House File 720 passed the Senate and move that the motion to reconsider be laid on the table.

RALPH W. POTTER

Roll call was requested.

On the question "Shall the motion to reconsider be laid on the table?" (H.F. 720) the vote was:

Ayes, 30:

Arbuckle	Gilley	Lange	Potter
Balloun	Griffin	Lucken	Rabedeaux
Bass	Hougen	Mogged	Shaff
Briles	Keith	Mowry	Smith
Brownlee	Klink	Nicholson	Stephens
Clarke	Kosek	Ollenburg	Sullivan
Erskine	Kyhl	Parker	Thordsen
Frey	Lamborn		

Nays, 28:

Anderson	Dodds	Leonard	Reichardt
Bortell	Doderer	McGill	Rigler
Coleman	Frommelt	Neu	Schaben
Conklin	Gaudineer	O'Malley	Shirley
Curran	Glenn	Orr	Van Gilst
DeKoster	Hill	Palmer	Walsh
Denman	Laverty	Potgeter	Weimer

Absent or not voting, 3:

Davis	DeHart	Messerly
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The motion prevailed and the motion to reconsider was tabled.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has concurred in Senate amendment to and passed the following bill in which the concurrence of the House was asked:

House File 1052, a bill for an act relating to the maximum rate of interest on general obligation bonds issued by school corporations.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1057, a bill for an act relating to property exempt from taxation.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE MESSAGE CONSIDERED

House File 1057, a bill for an act relating to property exempt from taxation.

Read first time and **passed on file**.

REASSIGNMENT OF BILL

President Jepsen announced the reassignment of **House File 333** to **higher education**.

EXPLANATION OF VOTE

I was temporarily absent from the Senate floor when the roll call was taken on the confirmation of Abe Clayman and T. J. Heronimus. Had I been on the Senate floor I would have voted "aye".

CHARLES F. BALLOUN

REPORTS OF COMMITTEES

Senator Messerly submitted the following reports:

MR. PRESIDENT: Your committee on appropriations, to which was referred **Senate File 1127**, a bill for an act relating to the appropriation to the Supreme Court made by the Sixty-third General Assembly, First Session, begs leave to report it has had the same under consideration and recommends the same **do pass**.

FRANCIS MESSERLY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations, to which was referred **Senate File 1190**, a bill for an act relating to the motor fuel tax, begs leave to report it has had the same under consideration and recommends the same **do pass**.

FRANCIS MESSERLY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations, to which was referred **Senate File 1221**, a bill for an act relating to members of the interstate cooperation commission, begs leave to report it has had the same under consideration and recommends the same **do pass**.

FRANCIS MESSERLY, Chairman

Ordered passed on file.

Senator DeKoster submitted the following reports:

MR. PRESIDENT: Your committee on judiciary, to which was referred **Senate File 1189**, a bill for an act to legalize and validate the special election of the Twin Cedars Community School District, in the counties of Marion and Mahaska, State of Iowa, held on May 20, 1969, on the proposition of issuing school bonds in the sum of not to exceed \$280,000.00, for the purpose of building and furnishing an addition to the junior-senior high school building and additional parking facilities therefor, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary, to which was referred **House File 1140**, a bill for an act to legalize and validate the proceedings of the City Council of the City of Pella, Marion County, State of Iowa, in connection with the award of a contract for the furnishing of a 25,000 kilowatt capacity steam turbine generator to the municipal electric utility of said city, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary, to which was referred **House File 1191**, a bill for an act to legalize and validate the procedures fol-

lowed by the Jasper County Conservation Board in contracting with the Cross Construction Company of Baxter, Iowa, for the construction of three toilets at the Jasper County Park known as Ashton-Wildwood County Park, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Senator Kyhl submitted the following reports:

MR. PRESIDENT: Your committee on law enforcement, to which was referred **Senate File 344**, a bill for an act relating to the law-enforcement officers' training academy, begs leave to report it has had the same under consideration and recommends the same **do pass as amended by the Gaudineer, Thordsen amendment adopted by the Senate on May 23, 1969, and found on page 1885 of the Senate Journal**.

VERNON H. KYHL, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on law enforcement, to which was referred **Senate File 1137**, a bill for an act to restrict the use of firearms, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**.*

Amend Senate File 1137 by adding after the period in line 9 the following new sentence:

"No person shall at any time shoot any shotgun on or over any public roadway."

VERNON H. KYHL, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on law enforcement, to which was referred **Senate File 1192**, a bill for an act relating to the licensing of dogs and their immunization against rabies, begs leave to report it has had the same under consideration and recommends the same **do pass**.

VERNON H. KYHL, Chairman

Ordered passed on file.

Senator Clarke submitted the following reports:

MR. PRESIDENT: Your committee on state government, to which was referred **House File 163**, a bill for an act relating to administrative rules of departments of the state, begs leave to report it has had the same under consideration and recommends **the Senate refuse to concur in the House amendment to Senate amendment**.

HUGH H. CLARKE, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on state government, to which was referred **House File 409**, a bill for an act relating to public employee credit

unions, begs leave to report it has had the same under consideration and recommends the same **do pass**.

HUGH H. CLARKE, Chairman

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on state government, to which was referred **House File 788**, a bill for an act to establish a special employment security contingency fund consisting of interest and penalties collected on delinquent employment security contributions and reports, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

HUGH H. CLARKE, Chairman

Ordered passed on file.

*Denotes a unanimous committee vote.

AMENDMENTS FILED

- 1 Amend Senate File 1083, as passed by the Senate, page
- 2 5, by inserting after line 12 the following new section and
- 3 renumbering the remaining sections:
- 4 Section two hundred seventy-five point thirty-five
- 5 (275.35), Code 1966, is hereby amended by striking from
- 6 line four (4) of subsection two (2), the words "in each
- 7 director district".

JAMES W. GRIFFIN, Sr.

- 1 Amend the Gaudineer amendment to Senate File 1122,
- 2 filed February 16, 1970, found on page 511 of the Senate
- 3 Journal, line 8, by inserting after the word "subsection"
- 4 the words and figures "two (2), paragraph".

LEE H. GAUDINEER, JR.

- 1 Amend the Reichardt amendment to Senate File 1227,
- 2 filed February 16, 1970, found on page 512 of the Senate
- 3 Journal, line 20, by inserting after the word "Assembly"
- 4 the words and figures "and Chapter two hundred fifty-
- 5 five (255), Acts of the Sixty-third General Assembly, First
- 6 Session".

WILLIAM J. REICHARDT

- 1 Amend the Rigler amendment to House File 309,
- 2 filed April 14, 1969, found on page 927 of the Senate
- 3 Journal, by striking the period from line 5 and adding
- 4 the following words "and the sale of the above listed
- 5 items need not be conducted by a person, firm or
- 6 corporation licensed pursuant to the provisions of
- 7 chapter one hundred fifty-six (156) of the Code."

ROBERT R. RIGLER

- 1 Amend House File 1176, as amended and passed by the House and
- 2 reprinted, page 3, line 35, by inserting after the period the
- 3 following sentence:
- 4 "However, if an employee hired for temporary employment

5 subsequently becomes a permanent employee, he may receive credit
6 for the time he was classified as a temporary employee by making
7 a lump sum contribution computed to cover the time of temporary
8 employment, and in such case the employer shall make the proper
9 employer's contribution."

DONALD S. MCGILL

1 Amend House File 1176, as amended and passed by the
2 House and reprinted, page 4, by striking lines 5 through
3 7, inclusive, and inserting in lieu thereof the following
4 new subsections:

5 1. By striking from line forty-three (43) the words
6 and figures "eight-tenths (8/10) of one (1)" and sub-
7 stituting therefor the words and figures "one and one-half
8 (1½)".

9 2. By striking from line forty-five (45) the words
10 and figures "three thousand (3,000)" and substituting
11 therefor the words and figures "four thousand (4,000)".

12 3. By striking from line forty-seven (47) the words
13 and figures "two-tenths (2/10)" and substituting therefor
14 the words and figures "one-half (½)".

15 4. By striking from line forty-eight (48) and line
16 forty-nine (49), the words and figures "three thousand
17 (3,000)" and substituting therefor the words and figures
18 "four thousand (4,000)".

LEE H. GAUDINEER, JR.
GEORGE E. O'MALLEY

1 Amend House File 1197 as follows:

2 1. Page 1, by inserting after line 4 the following new
3 subsections and renumbering:

4 a. "By striking line twelve (12) and inserting in lieu
5 thereof the following words 'week vacation after six
6 months employment if such employment began prior to
7 January first'."

8 b. "By striking from line fourteen the word 'second'
9 and inserting in lieu thereof the word 'first'."

10 2. Page 1, by inserting after line 8 the following sub-
11 section and by renumbering the following subsections:

12 "By inserting in line twenty-three (23) after the
13 period the following:

14 'If the head of the department and employee are unable
15 to mutually agree, the time of vacation shall be determined
16 by the executive council. An employee shall be allowed to
17 accumulate a maximum of six weeks of vacation.'"

CHESTER O. HOUGEN

On motion of Senator Rigler, the Senate adjourned until 9:00
a.m., Wednesday, February 18, 1970.

JOURNAL OF THE SENATE

THIRTY-EIGHTH DAY

SENATE CHAMBER,
DES MOINES, IOWA, WEDNESDAY, FEBRUARY 18, 1970.

The Senate met in regular session, President Jepsen presiding.

Prayer was offered by the Reverend Clarence Woollard, pastor of the United Methodist Church, Malvern, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Tuesday, February 17, 1970, was approved.

PETITION FILED

The following petition was presented and placed on file:

By Senator Van Gilst, from twenty-seven residents of Mahaska and Marion Counties favoring the Sunday closing bill.

DISTINGUISHED GUEST

Senator Frommelt rose on a point of personal privilege and presented to the Senate the Honorable Jake B. Mincks, former member of the Senate from Wapello County.

VISITORS

Twelve students from Knoxville High School and Iowa Town and Country Y.W.C.A., Knoxville, Iowa, accompanied by Jane Hanson.

Thirty-six students from Waterloo McKinstry Junior High, Hudson Junior High and West Waterloo High School, Waterloo, Iowa, accompanied by their Y-Teen advisor, Shirley Miller.

Twenty-eight students from Earlham High School and Iowa Town and Country Y.W.C.A., Earlham, Iowa, accompanied by Mrs. Godbey.

Thirty-one students from South Page College and Iowa Town and Country Y.W.C.A., Clarinda, Iowa, accompanied by Mrs. Wigham and Mrs. Doretta Youngman.

Three seniors from Milford High School, Milford, Iowa.

Nineteen students from Herbert Hoover High School, Toledo, Iowa, accompanied by Mrs. Gates and Mr. Thayer.

Twenty students from Hubbell Elementary School, Des Moines, Iowa, accompanied by Mrs. Dorsey.

INTRODUCTION OF BILL

Senate File 1237, by committee on judiciary, a bill for an act relating to judicial redistricting.

Read first time and placed on calendar.

SUPPLEMENTAL REPORT OF COMMITTEE ON MEMORIAL RESOLUTIONS

MR. PRESIDENT: Your committee on memorial resolutions begs leave to report that a committee should be appointed to prepare a suitable memorial resolution for the following deceased members of the Senate:

Edward P. Donohue, Chickasaw and Floyd Counties

William Scott, Chickasaw and Floyd Counties

W. CHARLENE CONKLIN, Chairman

LEIGH R. CURRAN

C. JOSEPH COLEMAN

ANNOUNCEMENT BY THE PRESIDENT

President Jepsen announced the appointment of the following memorial resolution committees:

On Edward P. Donohue:
Senator Rigler, Chairman
Senator Gilley
Senator Conklin

On William Scott:
Senator Kyhl, Chairman
Senator Curran
Senator Klink

SENATE FILE WITHDRAWN

Senator Kyhl asked and received unanimous consent that **Senate File 1166** be withdrawn from further consideration of the Senate.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Chair announced the special order of business for the consideration of House File 1176.

CONSIDERATION OF BILLS

House File 1176

On motion of Senator Hougen, House File 1176, a bill for an act

relating to the Iowa public employees' retirement system, wages covered and the payment of benefits under such system, was taken up for further consideration.

Senator Neu offered the following amendment filed by Senators Neu, Walsh and Doderer:

Amend House File 1176, page 1, by striking the word "and" in line 12, all of lines 13 and 14, and inserting in lieu thereof the following:

"through December 31, 1971, wages not in excess of seven thousand eight hundred dollars, for each calendar year from January 1, 1972, through December 31, 1972, wages not in excess of nine thousand dollars, for each calendar year from January 1, 1973, through December 31, 1973, wages not in excess of twelve thousand dollars, and for each calendar year from January 1, 1974, all wages."

Senator Neu moved the adoption of the amendment and requested a roll call.

On the question "Shall the amendment be adopted?" (H.F. 1176) the vote was:

Ayes, 26:

Anderson	Gaudineer	Ollenburg	Schaben
Conklin	Glenn	Orr	Shaff
DeKoster	Kosek	Palmer	Shirley
Dodds	Lamborn	Potgeter	Van Gilst
Doderer	Leonard	Potter	Walsh
Frey	McGill	Reichardt	Weimer
Frommelt	Neu		

Nays, 32:

Arbuckle	Curran	Klink	Nicholson
Balloun	DeHart	Kyhl	O'Malley
Bass	Denman	Lange	Parker
Bortell	Gilley	Laverty	Rigler
Briles	Griffin	Lucken	Smith
Brownlee	Hill	Messerly	Stephens
Clarke	Hougen	Mogged	Sullivan
Coleman	Keith	Mowry	Thordsen

Absent or not voting, 8:

Davis	Erskine	Rabedeaux
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The amendment lost.

Senator Gaudineer offered the following amendment by Senators Gaudineer and O'Malley and moved its adoption:

Amend House File 1176, as amended and passed by the House and reprinted, page 4, by striking lines 5 through 7, inclusive, and inserting in lieu thereof the following new subsections:

1. By striking from line forty-three (43) the words

and figures "eight-tenths (8/10) of one (1)" and substituting therefor the word and figures "one and one-half (1½)".

2. By striking from line forty-five (45) the words and figures "three thousand (3,000)" and substituting therefor the words and figures "four thousand (4,000)".

3. By striking from line forty-seven (47) the words and figures "two-tenths (2/10)" and substituting therefor the words and figures "one-half (½)".

4. By striking from line forty-eight (48) and line forty-nine (49), the words and figures "three thousand (3,000)" and substituting therefor the words and figures "four thousand (4,000)".

The amendment lost.

Senator Frommelt offered the following amendment:

Amend House File 1176, as amended, passed and reprinted by the House, page 4, by striking all of section 7.

President pro tempore Lange took the chair at 10:55 a.m.

Senator Frommelt moved the adoption of the amendment and requested a roll call.

On the question "Shall the amendment be adopted?" (H.F. 1176) the vote was:

Rule 24 was invoked.

Ayes, 22:

Bass	Gilley	Nicholson	Schaben
DeHart	Glenn	O'Malley	Shirley
Dodds	Hill	Orr	Van Gilst
Doderer	Kosek	Palmer	Walsh
Frommelt	Leonard	Reichardt	Weimer
Gaudineer	McGill		

Nays, 30:

Anderson	Conklin	Kyhl	Ollenburg
Arbuckle	Curran	Lange	Parker
Balloun	DeKoster	Laverty	Potter
Bortell	Erskine	Lucken	Rigler
Briles	Griffin	Messerly	Smith
Brownlee	Hougen	Mogged	Stephens
Clarke	Keith	Mowry	Sullivan
Coleman	Klink		

Absent or not voting, 9:

Davis	Lamborn	Potgeter	Shaff
Denman	Neu	Rabedeaux	Thordsen
Frey			

The amendment lost.

Senator McGill offered the following amendment and moved its adoption:

Amend House File 1176, as amended and passed by the House and reprinted, page 3, line 35, by inserting after the period the following sentence:

"However, if an employee hired for temporary employment subsequently becomes a permanent employee, he may receive credit for the time he was classified as a temporary employee by making a lump sum contribution computed to cover the time of temporary employment, and in such case the employer shall make the proper employer's contribution."

The amendment lost.

Senator Frommelt offered the following amendment and moved its adoption:

Amend House File 1176, as amended and passed by the House, and reprinted as follows:

1. Page 2, by striking lines 26 through 35, inclusive.
2. Page 3, by striking lines 1 through 16, inclusive.

The amendment was adopted.

Senator Hougen moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1176) the vote was:

Ayes, 56:

Anderson	Dodds	Kyhl	Palmer
Arbuckle	Doderer	Lamborn	Parker
Balloun	Erskine	Lange	Potgeter
Bass	Frey	Laverty	Potter
Bortell	Frommelt	Lucken	Rigler
Briles	Gaudineer	McGill	Schaben
Brownlee	Gilley	Messerly	Shaff
Clarke	Glenn	Mogged	Shirley
Coleman	Griffin	Mowry	Smith
Conklin	Hill	Neu	Stephens
Curran	Hougen	Nicholson	Sullivan
DeHart	Keith	Ollenburg	Thorsen
DeKoster	Klink	O'Malley	Van Gilst
Denman	Kosek	Orr	Walsh

Nays, none.

Absent or not voting, 5:

Davis	Rabedeaux	Reichardt	Weimer
Leonard			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

SENATE FILE WITHDRAWN

Senator Clarke asked and received unanimous consent that **Senate File 1217** be withdrawn from further consideration of the Senate.

EXPLANATION OF VOTE

I was in the Senate lounge accepting a long distance telephone call when the vote was taken on House File 1176. Had I been in the Senate chamber, I would have voted "aye".

WILLIAM J. REICHARDT

SPECIAL ORDER OF BUSINESS

The time having arrived, the Chair announced the special order of business for the consideration of House File 1197.

CONSIDERATION OF BILLS

House File 1197

On motion of Senator Hougen, House File 1197, a bill for an act relating to vacations for state employees, was taken up and considered.

Senator Hougen offered the following amendment and called for a division of the amendment:

Division 1.

Amend House File 1197 as follows:

1. Page 1, by inserting after line 4 the following new subsections and renumbering:

a. "By striking line twelve (12) and inserting in lieu thereof the following words 'week vacation after six months employment if such employment began prior to January first'."

b. "By striking from line fourteen the word 'second' and inserting in lieu thereof the word 'first'."

Senator Hougen moved the adoption of division 1 of the amendment.

Division was called for.

Division 1 of the amendment was adopted.

Division 2.

2. Page 1, by inserting after line 8 the following subsection and by renumbering the following subsections:

"By inserting in line twenty-three (23) after the period the following:

'If the head of the department and employee are unable to mutually agree, the time of vacation shall be determined by the executive council. An employee shall be allowed to accumulate a maximum of six weeks of vacation.'"

Senator Hougen moved the adoption of division 2 of the amendment.

Division 2 of the amendment lost.

Senator Hougen moved that the bill be read the last time **now**, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1197) the vote was:

Ayes, 51:

Anderson	Erskine	Laverty	Reichardt
Balloun	Frey	Lucken	Rigler
Briles	Frommelt	McGill	Schaben
Brownlee	Gaudineer	Messerly	Shaff
Clarke	Gilley	Mowry	Shirley
Coleman	Glenn	Neu	Smith
Conklin	Griffin	Nicholson	Stephens
Curran	Hougen	Ollenburg	Sullivan
DeHart	Klink	O'Malley	Thordsen
DeKoster	Kosek	Orr	Van Gilst
Denman	Kyhl	Palmer	Walsh
Dodds	Lamborn	Parker	Weimer
Doderer	Lange	Potgeter	

Nays, none.

Absent or not voting, 10:

Arbuckle	Davis	Leonard	Potter
Bass	Hill	Mogged	Rabedeaux
Bortell	Keith		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1156, a bill for an act relating to the investment of funds belonging to state board of regents institutions.

WILLIAM R. KENDRICK, Chief Clerk

On motion of Senator Rigler, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President pro tempore Lange presiding.

SENATE FILE WITHDRAWN

Senator Neu asked and received unanimous consent that **Senate File 471** be withdrawn from further consideration of the Senate.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Chair announced the special order of business for the consideration of Senate File 12.

CONSIDERATION OF BILLS

Senate File 12

On motion of Senator Frommelt, Senate File 12, a bill for an act relating to benefits payable to retired members and beneficiaries under the peace officers' retirement system, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Frommelt moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 12) the vote was:

Ayes, 50:

Arbuckle	Erskine	Lange	Potter
Balloun	Frey	Laverty	Reichardt
Bass	Frommelt	Lucken	Rigler
Bortell	Gaudineer	McGill	Schaben
Brownlee	Gilley	Mogged	Shaff
Clarke	Glenn	Mowry	Shirley
Coleman	Griffin	Neu	Smith
Conklin	Hougen	Nicholson	Stephens
Curran	Keith	Ollenburg	Sullivan
DeHart	Klink	O'Malley	Thordsen
DeKoster	Kosek	Orr	Van Gilst
Dodds	Kyhl	Palmer	Walsh
Doderer	Lamborn		

Nays, none.

Absent or not voting, 11:

Anderson	Denman	Messerly	Rabedeaux
Briles	Hill	Parker	Weimer
Davis	Leonard	Potgeter	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

HOUSE AMENDMENTS CONSIDERED

Senate File 1083

Senator Conklin called up for consideration Senate File 1083, a bill for an act to revise, update, and correct certain sections of the Code of Iowa relating to schools, school corporations, and school elections, amended by the House, as follows:

- 1 Amend Senate File 1083, as passed and reprinted by
- 2 the Senate, as follows:
- 3 1. By striking on page 3, from line 25, the words
- 4 "by striking in line", also all of lines 26 and 27 and
- 5 inserting in lieu thereof the following: "as follows:
- 6 (1) By striking from lines twelve (12) and thirteen
- 7 (13) the words "in odd-numbered years'.
- 8 (2) By striking from line sixteen (16) the word

- 9 'six' and inserting in lieu thereof the word 'three'.
 10 (3) By striking from lines nineteen (19) and twenty
 11 (20) the words 'odd-numbered year' and inserting in
 12 lieu thereof the words 'annual school'.
 13 2. By inserting on page 3 after line twenty-seven
 14 (27) the following new section and appropriately
 15 renumbering the subsequent sections:
 16 "Sec. 18. Section two hundred seventy-three point
 17 nine (273.9), Code 1966, is hereby amended as follows:
 18 (1) By striking from line three (3) the word 'odd-
 19 numbered'.
 20 (2) By striking from line five (5) the word 'two
 21 years' and inserting in lieu thereof the words 'one year'.
 22 3. By striking on page 4 all of lines twenty-three (23)
 23 through twenty-nine (29) and inserting in lieu thereof the
 24 following section:
 25 "Section two hundred seventy-three point twenty-two
 26 (273.22), Code 1966, as amended by chapter one hundred
 27 eighty-three (183), section three (3), Acts of the Sixty-third
 28 General Assembly, First Session, is hereby further amended
 29 as follows:
 30 (1) By striking from subsection five (5), lines twelve (12)
 31 and thirteen (13) the words 'in odd-numbered years'.
 32 (2) By striking from subsection five (5), line sixteen (16),
 33 the word 'six' and inserting in lieu thereof the word 'three'.
 34 (3) By striking from subsection five (5), lines nineteen
 35 (19) and twenty (20) the words 'odd-numbered year'.
 36 (4) By striking from subsection six (6), line thirteen
 37 (13), the word 'odd-numbered'.
 38 (5) By striking from subsection six (6), line fifteen
 39 (15), the words 'two years' and inserting in lieu thereof
 40 the words 'one year'.
 41 (6) By striking from subsection six (6), line sixteen
 42 (16), the word 'four' and inserting in lieu thereof the
 43 word 'two'.
 44 4. By striking on page 7, in line eleven (11), the
 45 words "amended by striking", and all of lines twelve (12)
 46 and thirteen (13) and inserting in lieu thereof the word
 47 "repealed".
 48 5. By striking on page 10, line thirty (30), the word
 49 "four" and inserting in lieu thereof the word "three".

Senator Conklin offered the following amendment to the House amendment and moved its adoption:

Amend the House amendment to Senate File 1083 by adding the following new division:

"6. Further amend page 10, line 34, by striking the word 'four' and inserting in lieu thereof the word 'three'."

The amendment to the amendment was adopted.

Senator Griffin asked and received unanimous consent to withdraw the amendment filed by him on February 17, 1970, and found on page 534 of the Senate Journal.

Senator Griffin offered the following amendment to the House amendment and moved its adoption:

Amend the House amendment to Senate File 1083 by adding the following new division:

"Page 5, by inserting after line 12 the following new section and renumbering the remaining sections:

'Section two hundred seventy-five point thirty-five (275.35), Code 1966, is hereby amended by striking from line four (4) of subsection two (2), the words "in each director district",'

The amendment to the amendment was adopted.

Senator Gaudineer offered the following amendment to the House amendment by Senators Gaudineer, et al.:

Amend the House amendment to Senate File 1083, as amended and passed by the Senate, by adding the following after line 49:

"By numbering properly and adding after section 75 on page 11 the following new section:

Sec. 76. The terms of office of the directors of a county or merged county school system that contains a population of two hundred fifty thousand, or more, and a school corporation which contains a city with a population of two hundred thousand, or more, shall be four years. The election for such office shall be as prescribed by law in each odd-numbered year. A board of five members shall have three members elected at one election and two at the next election. A board of seven members shall have four members elected at one election and three at the next election. If, upon the expiration of normal terms, there is elected more than the number prescribed at any election, those elected shall select by lot the length of their terms, some for four years and some for two years, so that the proper number of directors will be elected at the next election and each subsequent election thereafter."

Senator Gaudineer moved the adoption of the amendment to the amendment and called for a division.

The amendment to the amendment was adopted.

On motion of Senator Conklin, the Senate concurred in the House amendment, as amended.

Senator Conklin moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1083) the vote was:

Ayes, 56:

Anderson
Arbuckle

Balloun
Bass

Bortell
Briles

Brownlee
Clarke

Coleman	Gilley	Messerly	Reichardt
Conklin	Glenn	Mogged	Rigler
Curran	Griffin	Mowry	Schaben
DeHart	Hill	Neu	Shaff
DeKoster	Hougen	Nicholson	Shirley
Denman	Klink	Ollenburg	Smith
Dodds	Kosek	O'Malley	Stephens
Doderer	Kyhl	Orr	Sullivan
Erskine	Lange	Palmer	Thordsen
Frey	Laverty	Parker	Van Gilst
Frommelt	Lucken	Potgeter	Walsh
Gaudineer	McGill	Potter	Weimer

Nays, none.

Absent or not voting, 5:

Davis	Lamborn	Leonard	Rabedeaux
Keith			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 220

Senator Schaben called up for consideration Senate File 220, a bill for an act relating to farm wagon licensing, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 220, as amended and passed by the Senate, by inserting at the end thereof the following new section:

Sec. 2. Section three hundred twenty-one point three hundred ten (321.310), Code 1966, is hereby amended as follows:

1. By striking from lines fourteen (14) and fifteen (15) the words "when registered under the provisions of section 321.123".

2. By striking from lines twenty-four (24) and twenty-five (25) the words "when registered under the provisions of section 321.123".

The Senate concurred in the House amendment.

Senator Schaben moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 220) the vote was:

Ayes, 56:

Anderson	Clarke	Dodds	Glenn
Arbuckle	Coleman	Doderer	Griffin
Balloun	Conklin	Erskine	Hill
Bass	Curran	Frey	Hougen
Bortell	DeHart	Frommelt	Keith
Briles	DeKoster	Gaudineer	Klink
Brownlee	Denman	Gilley	Kyhl

Lamborn	Neu	Potgeter	Smith
Lange	Nicholson	Potter	Stephens
Laverty	Ollenburg	Reichardt	Sullivan
McGill	O'Malley	Rigler	Thordsen
Messerly	Orr	Schaben	Van Gilst
Mogged	Palmer	Shaff	Walsh
Mowry	Parker	Shirley	Weimer

Nays, none.

Absent or not voting, 5:

Davis	Leonard	Lucken	Rabedeaux
Kosek			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

MOTIONS TO RECONSIDER WITHDRAWN

Senator Anderson asked and received unanimous consent to withdraw the motion to reconsider the vote by which **Senate File 1085** passed the Senate, filed by him on February 13, 1970.

Senator Gaudineer asked and received unanimous consent to withdraw the motion to reconsider the vote by which **Senate File 1209** passed the Senate, filed by him on February 13, 1970.

CONSIDERATION OF BILLS

Senate File 1178

On motion of Senator Hill, Senate File 1178, a bill for an act relating to enforcement of motor vehicle laws and regulations, was taken up and considered.

(Consideration of Senate File 1178 pending on adjournment.)

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File 491, a bill for an act to authorize the establishment of rural water districts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 633, a bill for an act to encourage competition among certain casualty insurance companies in rate making.

Also: That the House has concurred in Senate amendment to and passed the following bill in which the concurrence of the House was asked:

House File 760, a bill for an act relating to annual registration decal or sticker fees.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1179, a bill for an act relating to the election of officers in school districts.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 554, a bill for an act relating to professional corporations and foreign professional corporations.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE MESSAGES CONSIDERED

House File 491, a bill for an act to authorize the establishment of rural water districts, to prescribe the procedure therefor, and relating to the purpose and manner of operation of such districts.

Read first time and **passed on file**.

House File 633, a bill for an act to encourage competition among certain casualty insurance companies in rate making.

Read first time and **passed on file**.

House File 1179, a bill for an act relating to the election of officers in school districts.

Read first time and **passed on file**.

INTRODUCTION OF BILLS

Senate File 1238, by committee on higher education, a bill for an act establishing a state area vocational-technical school and community college board, and transferring property and funds to the board.

Read first time and **placed on calendar**.

Senate File 1239, by committee on ways and means, a bill for an act relating to determination of fair and reasonable market value of property for assessment purposes.

Read first time and **placed on calendar**.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the Speaker of the House has appointed, on the part of the House, as members of the second conference committee on:

Senate File 1055, a bill for an act providing a relocation advisory assistance program to persons displaced by highway projects, the following representatives: Mr. Holden of Scott, chairman; Mr. Fischer of Grundy; Mr. Welden of Hardin, and Mr. Brinck of Lee.

WILLIAM R. KENDRICK, Chief Clerk

SENATE RESOLUTION 102

By Frommelt

Whereas, the Ray Administration has proposed and enacted the first billion dollar budget in the history of our state, and

Whereas, this budget has resulted in expenditures far exceeding the state's income during this biennium, and

Whereas, the comptroller at various times has substantially altered estimates as to the state's income, funds available for appropriations and the state's unencumbered balance or surplus, and

Whereas, the legislative fiscal director's figures disagree with the Governor's comptroller, and

Whereas, the Iowa Constitution provides that should the expenditures of the state exceed the funds available, that a mandatory state property tax levy must levied, and

Whereas, legislative decisions to be made in this session depend upon accurate information as to the state finances,

Now, Therefore, Be It Resolved by the Senate, that a private audit by certified public accountants be initiated immediately so as to provide the legislature with accurate, realistic and unbiased figures as to the present status of the state treasury, and

Be It Further Resolved by the Senate, that the results of said audit be reported to the second session of the Sixty-third General Assembly so that the General Assembly will be in a position to make appropriate legislative decisions based on accurate financial information.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which House File 1197 passed the Senate.

ROBERT R. RIGLER

SENATE CONCURRENT RESOLUTION 109

By Denman, Coleman, Dodds, Doderer, Frommelt, Gaudineer,
Glenn, Hill, McGill, O'Malley, Orr, Palmer, Reichardt,
Schaben, Shirley, Van Gilst and Weimer

Whereas, The "equal protection clause" of the Fourteenth Amendment to the United States Constitution requires the seats in both houses of the legislatures of the several states be apportioned on a population basis, and

Whereas, The Constitution of the State of Iowa as mandated by the people in 1968, now requires both houses be apportioned on a population basis, and

Whereas, Chapter 89, Acts of the Sixty-third General Assembly, apportioning the legislature of the State of Iowa has been held unconstitutional by the Iowa Supreme Court as not meeting the "one man, one vote" guidelines set down by the United States Supreme Court, and

Whereas, The Iowa Supreme Court allowed the acts declared unconstitutional to prevail as an interim measure for the 1970 elections because of the time required in filing nomination papers, and

Whereas, The Iowa Supreme Court found that the Sixty-third General Assembly failed to make a "good faith effort to establish districts substantially equal in population", and

Whereas, The people of Iowa are entitled to have a constitutionally elected

legislature under the "one man, one vote" principle as a basic right, and

Whereas, Since the General Assembly of Iowa properly expects good faith compliance with the laws and Constitution of Iowa it should in all good conscience express and affirm its determination to comply with the constitutionally mandated requirements imposed by the Iowa Supreme Court, and

Whereas, The Sixty-third General Assembly, second session, is now in progress and has adequate time to enact apportionment legislation in good faith by changing the filing date for nomination papers and the date of the primary election, and

Whereas, Unless the Sixty-third General Assembly now accepts responsibility to make a good faith effort to adopt a constitutional plan for apportionment, it will perpetuate the previous wrong it has done by allowing for the election of an unconstitutionally apportioned Sixty-fourth General Assembly; *Now, Therefore*,

Be It Resolved by the Senate of the Second Session of the Sixty-third General Assembly of Iowa, the House Concurring, that the General Assembly should refute the indictment that it adheres to the double standard of paying lip service to constitutional guidelines but refusing in fact to comply in all good faith; and

Be It Further Resolved, That this legislature should take immediate steps to change the date for filing nomination papers and the primary date and then to proceed to enact "good faith" apportionment legislation following the guidelines set out by the Iowa Supreme Court guaranteeing to the people of Iowa a legally constituted legislature for the Sixty-fourth General Assembly.

BILLS ASSIGNED TO COMMITTEE

President Jepsen announced the assignment of the following bills to committee:

- S. F. 1235 State government
- S.C.R. 109 Constitutional amendments and reapportionment
- S. R. 102 Appropriations
- H.J.R. 10 Constitutional amendments and reapportionment
- H. F. 251 Human and industrial relations
- H. F. 491 Agriculture
- H. F. 1057 Ways and means
- H. F. 1063 County government
- H. F. 1179 Schools
- H. F. 1222 Ways and means

REPORTS OF COMMITTEES

Senator Lamborn submitted the following reports:

MR. PRESIDENT: Your committee on transportation, to which was referred Senate File 1200, a bill for an act relating to the movement of oversized mobile homes, begs leave to report it has had the same under consideration and recommends the same *do pass*.

CLIFTON C. LAMBORN, Chairman

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on transportation, to which was referred **House File 1103**, a bill for an act relating to the expenditure of funds deposited in the primary road fund, begs leave to report it has had the same under consideration and recommends the same **do pass**.

CLIFTON C. LAMBORN, Chairman

Ordered passed on file.

Senator Kosek submitted the following report:

MR. PRESIDENT: Your committee on social services, to which was referred **Senate File 571**, a bill for an act to make all employees of county welfare departments employees of the Iowa department of social services and to insure that such employees are entitled to the same fringe benefits as employees of the Iowa department of social services, begs leave to report it has had the same under consideration and recommends the same **be amended as follows, and when so amended the bill do pass**:

Amend Senate File 571 as follows:

1. By striking all after the enacting clause, and inserting in lieu thereof the following:

Section 1. Section two hundred thirty-four point twelve (234.12), Code 1966, as amended by chapter two hundred nine (209), section two hundred nineteen (219), Acts of the Sixty-second General Assembly, is hereby repealed and the following enacted in lieu thereof:

"The state department of social services shall employ a county director, subject to the approval of the county board. The county director and other employees shall be state employees for all purposes under the laws of the State of Iowa and paid by the state from funds made available for that purpose."

Sec. 2. Section two hundred thirty-four point thirteen (234.13), Code 1966, as amended by chapter two hundred nine (209), section two hundred twenty (220), Acts of the Sixty-second General Assembly, is hereby repealed.

2. Page 1, by striking lines 1 through 5, inclusive, and inserting in lieu thereof the following:

An Act to establish the state department of social services as employer and appointing authority of employees in county departments of social welfare and to provide that such employees are state employees for all purposes under the laws of the state and are to be paid from state funds.

ERNEST KOSEK, Chairman

Ordered passed on file.

Senator Shaff submitted the following reports:

MR. PRESIDENT: Your committee on ways and means, to which was referred **Senate File 1053**, a bill for an act relating to property to be held exempt from execution for debt, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ROGER J. SHAFF, Chairman

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on ways and means, to which was re-

ferred **Senate File 1141**, a bill for an act relating to the real property tax credit provided for disabled veterans, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ROGER J. SHAFF, Chairman

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend the Walsh amendment to Senate File 508,
- 2 filed February 12, 1970, by striking in line 13 the
- 3 words "one time per week" and adding in lieu thereof
- 4 the words "once every two weeks".

CHARLES G. MOGGED

- 1 Amend Senate File 1147 by adding after the word
- 2 "dollars." in line eleven (11) the following sentence:
- 3 "However, the owner or person in possession of
- 4 any real property who shall set traps, spring guns, or
- 5 construct and set any other device designed to inflict
- 6 personal injury or death upon a person shall not be
- 7 afforded the protection from liability of this Act."

LEE H. GAUDINEER, JR.

- 1 Amend Senate File 1167, page 1, by striking the
- 2 sentence beginning in line 10 and inserting in lieu
- 3 thereof the following sentence:
- 4 "Franchises shall be exclusive but shall not be
- 5 granted for a period of longer than ten years with a
- 6 right of renewal."

JOHN M. WALSH
WILLIAM F. DENMAN

- 1 Amend Senate File 1178, page 3, after line 14 by adding
- 2 thereto the following new section and renumbering the following
- 3 sections:
- 4 "Section three hundred twenty-one point four hundred
- 5 sixty-six (321.466), Code 1966, is hereby amended by striking
- 6 from line seventeen (17) the words 'On or after July 1 of each
- 7 year, the' and inserting in lieu thereof the word 'The'".

JAMES A. POTGETER
QUENTIN ANDERSON

- 1 Amend Senate File 1178, page 4, line 3, after the
- 2 word "regulations" by adding "in effect on January 1,
- 3 1970".

LUCAS J. DeKOSTER

- 1 Amend Senate File 1178, page 7, by adding after line 2
- 2 the following new section:
- 3 Chapter three hundred twenty-seven A (327A), Code
- 4 1966, is amended by adding the following new section
- 5 as follows:
- 6 "If there are qualified applicants for certificates
- 7 of convenience and necessity in a county, the commission
- 8 shall issue a minimum of two such certificates in each
- 9 county of the state."

QUENTIN V. ANDERSON
JAMES F. SCHABEN

- 1 Amend Senate File 1181 as follows:
2 1. Page 1, by inserting after line 17 the following new
3 subsections and renumbering the subsequent subsections
4 accordingly:
5 1. By inserting in line one (1) before the word "Each"
6 the following:
7 "Prior to July 1, 1975, the commissioner may issue,
8 under rules formulated by him, operator's licenses valid
9 for two or four years."
10 2. By striking from line two (2) the words "after July
11 5, 1948" and inserting in lieu thereof the words "beginning
12 and after July 1, 1975".
13 2. Page 2, by inserting after line 2 the following new
14 subsection and renumbering the subsequent subsections accord-
15 ingly:
16 1. Inserting in line one (1) prior to the word "Every"
17 the following:
18 "The commissioner may issue chauffeur's licenses valid
19 for two or four years at the option of the applicant."
20 3. Page 2, by striking lines 3 through 9, inclusive.

VERNON H. KYHL.

On motion of Senator Rigler, the Senate adjourned until 9:00
a.m., Thursday, February 19, 1970.

JOURNAL OF THE SENATE

THIRTY-NINTH DAY

SENATE CHAMBER,
DES MOINES, IOWA, THURSDAY, FEBRUARY 19, 1970.

The Senate met in regular session, President pro tempore Lange presiding.

Prayer was offered by the Reverend L. Hume Ward, pastor of the Windsor Presbyterian Church, Des Moines, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Wednesday, February 18, 1970, was approved.

VISITORS

President pro tempore Lange welcomed to the Senate his daughter, Martha, a student from the Sac Community School, who was present in the balcony accompanied by her mother, Mrs. Elmer F. Lange.

Sixty students from Logan Elementary School, Des Moines, Iowa, accompanied by Mrs. Burkhart and Mr. Best.

Eighth-grade class from Earlham Community School, Earlham, Iowa, accompanied by Earnest Barrioto.

UNFINISHED BUSINESS

Senate File 1178

On motion of Senator Hill, Senate File 1178, a bill for an act relating to enforcement of motor vehicle laws and regulations, was taken up for further consideration.

Senator Hill offered the following amendment filed by him and moved its adoption:

Amend Senate File 1178 as follows:

1. Page 1, by striking from lines 14 and 15 the words and numbers "chapter three hundred twenty-four (324)" and inserting in lieu thereof the words and numbers "section three hundred twenty-four point fifty-two (324.52)".

2. Page 4, by striking lines 30 through 35, inclusive.

3. Page 5, by striking lines 1 through 6, inclusive, and inserting in lieu thereof the following:

"Authority is hereby given to the department of revenue to enforce the provisions of divisions I, II, and IV of this

chapter and employees of the department of revenue designated as enforcement officers shall have the power of peace officers in the performance of such duties. The division of motor truck regulation of the department of public safety shall enforce the provisions of division III of this chapter.

It is the duty of all sheriffs, deputy sheriffs, constables, and other peace officers to aid in enforcing the provisions of this chapter, and to make investigations and submit reports at the request of the department of revenue or the commissioner of public safety in their respective counties. Such officers may stop conveyances suspected to be illegally transporting motor fuel on the highways, and may investigate the cargo for that purpose and seize and impound such cargo and conveyance when it appears that such conveyance is being operated in violation of the provisions of this chapter."

The amendment was adopted.

Senator Anderson offered the following amendment by Senators Anderson and Schaben:

Amend Senate File 1178, page 7, by adding after line 2 the following new section:

Chapter three hundred twenty-seven A (327A), Code 1966, is amended by adding the following new section as follows:

"If there are qualified applicants for certificates of convenience and necessity in a county, the commission shall issue a minimum of two such certificates in each county of the state."

Senator Hill raised a point of order on the amendment for the reason that it was not germane to the bill.

The Chair ruled the point well taken and the amendment out of order.

Senator DeKoster asked and received unanimous consent to withdraw the amendment filed by him on February 18, 1970, and found on page 552 of the Senate Journal.

Senator DeKoster offered the following amendment by Senators DeKoster and Hill and moved its adoption:

Amend Senate File 1178 as follows:

1. Page 3, by striking all of line 35.
2. Page 4, by striking lines 1 through 4, inclusive.
3. Page 4, line 8, by striking the word "intrastate".
4. Page 4, line 14, by striking the words "an intrastate" and inserting in lieu thereof the word "a".
5. Page 4, line 21, by striking the words "and of the interstate commerce commission".
6. Page 4, by renumbering the subsections.

The amendment was adopted.

Senator Potgeter offered the following amendment by Senators Potgeter and Anderson:

Amend Senate File 1178, page 3, after line 14 by adding thereto the following new section and renumbering the following sections:

"Section three hundred twenty-one point four hundred sixty-six (321.466), Code 1966, is hereby amended by striking from line seventeen (17) the words 'On or after July of each year, the' and inserting in lieu thereof the word 'The'".

Senator Hill raised a point of order on the amendment for the reason that it was not germane to the bill.

The Chair ruled the point well taken and the amendment out of order.

SENATE FILE DEFERRED

Senator Erskine asked and received unanimous consent that further action on **Senate File 1178** be deferred and that the bill retain its place on the calendar under unfinished business.

CONSIDERATION OF BILLS

Senate File 1181

On motion of Senator Kyhl, Senate File 1181, a bill for an act relating to driver license fees and their renewal, was taken up and considered.

Senator Kyhl offered the following amendment:

- 1 Amend Senate File 1181, page 2, by inserting after
- 2 line 9 the following new sections:
- 3 1. Sec. 4. Section three hundred twenty-one point one
- 4 hundred eighty-nine (321.189), Code 1966, is hereby
- 5 amended by inserting in line eight (8) after the word
- 6 "a" the words "colored photograph and".
- 7 2. Sec. 5. Chapter three hundred twenty-one (321),
- 8 Code 1966, is hereby amended by adding the following new
- 9 section thereto:
- 10 "Under the provisions of this section a resident
- 11 individual may make application to the department for a
- 12 special operator's license for identification only. The
- 13 department shall upon payment of the required fee issue
- 14 such person an operator's license upon the usual license
- 15 form as set forth in section three hundred twenty-one
- 16 point one hundred eighty-nine (321.189) of the Code.
- 17 However, such license shall not grant the person to whom
- 18 it is issued the privilege to operate any motor vehicle,
- 19 or to supervise another in such operation. It shall be
- 20 plainly stamped across the face of such license that it
- 21 is for identification only and that it is not valid for

22 the operation of a motor vehicle. Such license shall be
 23 valid for the same period of time and be renewable as
 24 other operators' licenses. An application for an operator's
 25 license or renewal thereof pursuant to this section shall
 26 not be subject to or required to pass an examination as
 27 provided in section three hundred twenty-one point one
 28 hundred eighty-six (321.186) and three hundred twenty-one
 29 point one hundred ninety-six (321.196) of the Code."

30 3. Sec. 6. Section three hundred twenty-one point one
 31 hundred ninety-one (321.191), Code 1966, is hereby amended
 32 by inserting after the period in line five (5) the following
 33 new sentence:

34 "The fee for an operator's license issued to an
 35 individual under section four (4) of this Act shall be
 36 two dollars for a four-year period and one dollar for a
 37 two-year period."

38 4. Sec. 7. The provisions of this Act shall become
 39 effective for new and renewal licenses issued after
 40 January 1, 1971.

Senator Kyhl offered the following amendment to the amend-
 ment and moved its adoption:

Amend the Kyhl amendment to Senate File 1181, filed
 February 6, 1970, found on page 398 of the Senate Journal,
 line 35 by striking the word and figure "four (4)" and
 inserting in lieu thereof the figure "five (5)".

The amendment to the amendment was adopted.

Senator Frommelt raised a point of order on the amendment for
 the reason that it was not germane to the title.

The Chair ruled the point not well taken and the amendment
 germane to the contents of the bill.

Senator Reichardt offered the following amendment to the
 amendment by Senators Reichardt and Gaudineer.

Amend the Kyhl amendment filed February 6, 1970, to Senate File 1181
 by inserting
 after line 40 the following new paragraph:

"5. Sec. 8. Any person under the age of eighteen who is
 not attending a public or private school in which an approved driver's
 education course is offered or available, shall not be required to complete
 an approved driver's education course prior to being entitled to receive
 an operator's license from the department of public safety."

President Jepsen took the chair at 10:30 a.m.

President pro tempore Lange took the chair at 10:48 a.m.

Senator Reichardt moved the adoption of the amendment to the
 amendment.

Division was called for.

The amendment to the amendment was adopted.

Senator Kyhl moved the adoption of the amendment as amended.

Roll call was requested.

On the question "Shall the amendment as amended be adopted?" (S.F. 1181) the vote was:

Rule 24 was invoked.

Ayes, 37:

Anderson	Erskine	Kyhl	Potgeter
Arbuckle	Frey	Laverty	Potter
Bass	Gaudineer	Lucken	Rabedeaux
Bortell	Gilley	Mowry	Reichardt
Brownlee	Griffin	Neu	Rigley
Clarke	Hougen	Nicholson	Stephens
Curran	Keith	Ollenburg	Sullivan
DeHart	Klink	Orr	Van Gilst
DeKoster	Kosek	Parker	Walsh
Denman			

Nays, 20:

Balloun	Frommelt	Leonard	Palmer
Coleman	Glenn	McGill	Schaben
Conklin	Hill	Messenger	Shaff
Dodds	Lamborn	Mogged	Shirley
Doderer	Lange	O'Malley	Weimer

Absent or not voting, 4:

Briles	Davis	Smith	Thorsen
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The amendment as amended was adopted.

Senator Lamborn offered the following amendment and moved its adoption:

Amend Senate File 1181, page 1, by inserting after line 24 a new subsection as follows:

"3. By inserting after the period in line fourteen (14) a new sentence:

Applicants for renewal whose expiring license was restricted due to vision deficiencies shall be required to renew their license every two years."

Division was called for.

The amendment was adopted.

Senator Kyhl asked and received unanimous consent to withdraw the amendment filed by him on February 18, 1970, and found on page 553 of the Senate Journal.

Senator Kyhl offered the following amendment:

Amend Senate File 1181 as follows:

1. Page 1, line 17, by inserting after the word "Assembly," the words and figures "and Senate File one thousand thirteen

(1013), enacted by the Sixty-third General Assembly, Second Session.”

2. Page 1, by inserting after line 17 the following new subsections and by renumbering the subsequent subsections:

a. “1. By inserting in line one (1) before the word ‘Each’ the following sentence:

‘Prior to July 1, 1975, the commissioner may issue, under rules formulated by him, operator’s licenses valid for two or four years.’”

b. “2. By inserting in line two (2) after the word ‘license’ the words ‘issued after July 1, 1975.’”

3. Page 2, by inserting after the figure “1966,” the words and figures “as amended by Senate File one thousand thirteen (1013), enacted by the Sixty-second General Assembly, Second Session”.

4. Page 2, by inserting lines 3 through 9, inclusive, and inserting in lieu thereof the following:

1. By striking in line two (2) the word “years” and inserting in lieu thereof the following words “or four years at the option of the applicant”.

2. By inserting in line three (3) after the period the following sentence:

“If the licensee will be sixty-five years old within two years from the date of application for a license, the license shall be issued to be valid for two years.”

Senator Frommelt offered the following amendment to the amendment and moved its adoption:

Amend the Kyhl amendment, filed February 19, 1970, to Senate File 1181 by striking the word “may” in line 10 and inserting in lieu thereof the word “shall”.

The amendment to the amendment was adopted.

On motion of Senator Kyhl, the amendment as amended was adopted.

SENATE FILE 1181 REFERRED TO COMMITTEE

Senator Messerly moved that **Senate File 1181** be referred to the committee on **appropriations**, which motion prevailed.

CONSIDERATION OF BILLS

Senate File 478

On motion of Senator O’Malley, Senate File 478, a bill for an act relating to the enforcement of obligations to support persons receiving public assistance, the appointment of a conservator for a person receiving public assistance, the protection of the public interest in the proper support of minor children of divorced or separated parents, and the duties of the county attorney and the county department of social welfare, with reports of committee

recommending passage, was taken up, considered, and the reports of the committee adopted.

Senator O'Malley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 478) the vote was:

Ayes, 58:

Anderson	Erskine	Laverty	Potgeter
Arbuckle	Frey	Leonard	Potter
Balloun	Frommelt	Lucken	Rabedeaux
Bass	Gandineer	McGill	Reichardt
Bortell	Gilley	Messerly	Rigler
Briles	Glenn	Mogged	Schaben
Brownlee	Griffin	Mowry	Shirley
Clarke	Hill	Neu	Smith
Coleman	Hougen	Nicholson	Stephens
Conklin	Keith	Ollenburg	Sullivan
Curran	Klink	O'Malley	Thordsen
DeHart	Kosek	Orr	Van Gilst
DeKoster	Kyhl	Palmer	Walsh
Denman	Lamborn	Parker	Weimer
Dodds	Lange		

Nays, none.

Absent or not voting, 3:

Davis	Doderer	Shaff
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Mogged, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 489, 683, 1102 and 1182; House Files 282, 555, 1007 and 1138.

CHARLES G. MOGGED
Chairman, Senate Committee
ELIZABETH SHAW
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: Senate Files 489, 683, 1102 and 1182; House Files 282, 555, 1007 and 1138.

BILLS SENT TO THE GOVERNOR

Senator Mogged, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 19th day of February, 1970, sent to the Governor for his approval: Senate Files 489, 683, 1102 and 1182.

CHARLES G. MOGGED, Chairman

Passed on file.

CONSIDERATION OF BILLS

Senate File 1187

On motion of Senator Neu, Senate File 1187, a bill for an act relating to the establishment of a university in Western Iowa, was taken up and considered.

Senator Bortell offered the following amendment filed by Senators Bortell, Anderson and Briles and moved its adoption:

Amend Senate File 1187, page 1, line 7, by inserting after the word "Assembly" the following words "until any existing institution under the jurisdiction of the state board of regents reaches a total student enrollment of twenty-two thousand".

(Consideration of Senate File 1187 pending at recess.)

On motion of Senator Rigler, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President pro tempore Lange presiding.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 417, a bill for an act to provide for the registration and protection of marks.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 417

Amend Senate File 417 as follows:

1. Page eight (8), line seven (7), by striking the figures "1970" and inserting in lieu thereof the figures "1971".

2. Page eight (8), line twenty (20), by striking the figures "1971" and inserting in lieu thereof the figures "1972".

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up for consideration House File 1191.

House File 1191

On motion of Senator Hill, House File 1191, a bill for an act to legalize and validate the procedures followed by the Jasper County Conservation Board in contracting with the Cross Construction Company of Baxter, Iowa, for the construction of three toilets at the Jasper County Park known as Ashton-Wildwood County Park, with report of committee recommending passage, was taken up, considered and the report of the committee adopted.

Senator Hill moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1191) the vote was:

Ayes, 51:

Arbuckle	Frey	Lange	Palmer
Balloun	Frommelt	Laverty	Parker
Bass	Gaudineer	Leonard	Potter
Briles	Gilley	Lucken	Rabedeaux
Bortell	Glenn	McGill	Reichardt
Brownlee	Griffin	Messerly	Rigler
Conklin	Hill	Mogged	Schaben
Curran	Hougen	Mowry	Shirley
DeHart	Keith	Neu	Smith
DeKoster	Klink	Nicholson	Stephens
Dodds	Kosek	Ollenburg	Thordsen
Doderer	Kyhl	O'Malley	Van Gilst
Erskine	Lamborn	Orr	

Nays, 1:

Coleman

Voting present, 3:

Anderson	Potgeter	Walsh
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Absent or not voting, 6:

Clarke	Denman	Sullivan	Weimer
Davis	Shaff		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 1187

The Senate resumed consideration of Senate File 1187.

Senator Messerly offered the following amendment by Senators Messerly and Mowry:

Amend Senate File 1187, page 1, by adding after line 16 a new section as follows:

Chapter forty-nine (49), section one (1), Acts of the

Sixty-third General Assembly, First Session, is amended by striking from lines three (3) and four (4) the words "seven million one hundred thousand (7,100,000)" and inserting in lieu thereof "six million five hundred forty-three thousand (6,543,000)".

Senator Briles moved that Senate File 1187, be referred to the committee on appropriations, under Senate Rule 37.

Roll call was requested.

On the question "Shall the motion to refer be adopted?" (S.F. 1187) the vote was:

Rule 24 was invoked.

Ayes, 25:

Anderson	Gaudineer	Laverty	Palmer
Arbuckle	Griffin	McGill	Reichardt
Bass	Hill	Mogged	Schaben
Bortell	Klink	Mowry	Shirley
Briles	Kosek	Nicholson	Sullivan
Erskine	Lange	Orr	Van Gilst
Frommelt			

Nays, 32:

Balloun	Doderer	Lucken	Rabedaux
Brownlee	Frey	Messerly	Rigler
Clarke	Gilley	Neu	Shaff
Conklin	Glenn	Ollenburg	Smith
Curran	Hougen	O'Malley	Stephens
DeHart	Keith	Parker	Thordsen
DeKoster	Kyhl	Potgeter	Walsh
Dodds	Leonard	Potter	Weimer

Absent or not voting, 4:

Coleman	Davis	Denman	Lamborn
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The motion was lost.

Senator Rigler offered the following amendment to the amendment:

Amend the Messerly and Mowry amendment to Senate File 1187, filed February 9, 1970, and found on page 416 of the Senate Journal, by striking lines 7 and 8 and inserting in lieu thereof the words and figures "lieu thereof 'six million seven hundred seventy thousand (6,770,000)'".

Senator Rigler moved the adoption of his amendment to the amendment and called for a division.

The amendment to the amendment was adopted.

On motion of Senator Messerly, the amendment as amended was adopted.

Senator Mowry asked and received unanimous consent to with-

draw the amendment filed by him on February 9, 1970, and found on page 416 of the Senate Journal.

President Jepsen took the chair at 2:45 p.m.

President pro tempore Lange took the chair at 3:00 p.m.

Senator Bortell asked and received unanimous consent to withdraw the Bortell, et al., amendment previously deferred.

Senator Griffin offered the following amendment:

Amend Senate File 1187, page 1, line 10, by inserting after the word "revert" the words "half to the merged area XIII school and half".

President Jepsen took the chair at 3:05 p.m.

Senator Griffin moved the adoption of the amendment and requested a roll call.

On the question "Shall the amendment be adopted?" (S.F. 1187) the vote was:

Ayes, 18:

Anderson	Erskine	Mowry	Schaben
Arbuckle	Frommelt	Nicholson	Shirley
Bass	Griffin	Palmer	Sullivan
Bortell	Klink	Reichardt	Walsh
Briles	McGill		

Nays, 35:

Brownlee	Glenn	Leonard	Rabedeaux
Clarke	Hill	Lucken	Rigler
Conklin	Hougen	Mogged	Shaff
Curran	Keith	Neu	Smith
DeHart	Kosek	Ollenburg	Stephens
DeKoster	Kyhl	O'Malley	Thorsen
Dodds	Lamborn	Orr	Van Gilst
Doderer	Lange	Potgeter	Weimer
Gilley	Laverty	Potter	

Absent or not voting, 8:

Balloun	Davis	Frey	Messerly
Coleman	Denman	Gaudineer	Parker

The amendment lost.

Senator Potgeter offered the following amendment and moved its adoption:

Senate File 1187 is hereby amended as follows:

1. Page 1, by striking line 11 and inserting in lieu thereof the following:

"fund and is hereby reappropriated from the general fund to the state department of public instruction to be used for general state financial aid to school districts operating public junior and community colleges and to merged areas for

the second year of the biennium ending June 30, 1971, in addition to the sums specified in chapter one hundred ninety (190), section five (5), lines twenty-five (25) through forty-two (42), Acts of the Sixty-third General Assembly, First Session, to be divided among said colleges and merged areas in the same proportion that the amounts therein specified for each bears to the total specified for the second year of the biennium, to be paid over to said colleges and areas in the same manner and at the same time as the amounts so specified in chapter one hundred ninety (190) of the Acts of the Sixty-third General Assembly, First Session."

2. Page 1, line 2, by inserting after the word "Iowa" the words "and to reappropriate certain funds for aid to public junior or community colleges and to merged areas".

Division was called for.

The amendment was adopted.

Senator Rigler offered the following amendment and moved its adoption:

Amend Senate File 1187, page 1, line 7, by inserting after the word "Assembly" the following words:

" , until the governor's education advisory study committee has completed its study on the need and feasibility of an institution in western Iowa at Atlantic and until the general assembly acts thereon. In the event the general assembly further establishes the institution, the site of the institution shall be at Atlantic, Iowa".

The amendment lost.

Senator Schaben offered the following amendment by Senators Schaben and Gaudineer:

Amend Senate File 1187, page 1, by inserting after line 16 the following new section and renumbering the remaining section:

"Sec. 3. Any person, group of persons, or corporation who, in reliance upon chapter six (6), section four (4), Acts of the Sixty-second General Assembly and chapter forty-nine (49), section one (1), Acts of the Sixty-third General Assembly, First Session, has expended reasonable sums of money or is legally obligated to expend reasonable sums of money to secure the location of the proposed western Iowa university or for title searches, abstracting, clearing titles and any other reasonable expense necessary to prepare the real estate designated by the board of regents for such school, for transfer or conveyance to the State of Iowa, shall have a cause of action against the State of Iowa for the recovery of such sums of money. Such actions shall be enforced and paid in the same manner as tort claims against the State of Iowa pursuant to chapter twenty-five A (25A), Code 1966."

(Consideration of Senate File 1187 pending on adjournment.)

INTRODUCTION OF BILLS

Senate File 1240, by committee on county government (committee on county government), a bill for an act relating to county contingent funds.

Read first time and **placed on calendar**.

Senate File 1241, by committee on judiciary, a bill for an act to abolish the Iowa comprehensive alcoholism project.

Read first time and **placed on calendar**.

Senate File 1242, by Senators Messerly, Thordsen, Arbuckle, Lamborn, Curran, Balloun, Hougen, Stephens, Lucken, Bortell, Kyhl, Coleman, Gilley, Briles, Klink, Conklin, Nicholson, Sullivan, Rabedeaux, Mogged, Parker, Anderson, Erskine, Potter, Frey and Bass, a bill for an act relating to the powers and duties of the state board of regents and its authority to employ and discharge faculty members.

Read first time and **passed on file**.

Senate File 1243, by committee on commerce, a bill for an act relating to remedies for damages caused by pipeline companies.

Read first time and **placed on calendar**.

Senate File 1244, by committee on commerce (committee on commerce), a bill for an act relating to railroad crossing repairs.

Read first time and **placed on calendar**.

Senate File 1245, by committee on commerce, a bill for an act relating to the inspection of property for damages caused by the construction of pipelines.

Read first time and **placed on calendar**.

Senate File 1246, by committee on transportation, a bill for an act relating to the purchase or condemnation of property rights.

Read first time and **placed on calendar**.

Senate File 1247, by Senator Conklin, a bill for an act to regulate the issuance of unsolicited credit cards.

Read first time and **passed on file**.

Senate File 1248, by committee on county government, a bill for an act relating to the rate of interest on anticipatory bonds issued by townships.

Read first time and **placed on calendar**.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 628, a bill for an act to establish definitions and standards for frozen desserts.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 628

Amend Senate File 628, as reprinted, as follows:

1. Page 1, by striking from line 5 the words "or 'mellorine'".
2. Page 1, by striking from line 7 the words "food fats" and inserting in lieu thereof the following:

"one or more edible natural vegetable fats or oils derived from vegetable sources".

3. Page 1, by inserting after line 10 the following new subsections:

"Mellorine" means the food prepared by freezing, while stirring, a pasteurized mix composed of a blend of one or more edible natural food fats or oils derived from vegetable sources with one or more natural food fats or oils derived from animal sources, other than milk fat, or consists entirely of one or more animal fats or oils, solids-not-fat, sugar or other sweeteners, one or more flavoring ingredients, and one or more stabilizers or emulsifiers or both. It may also contain one or more egg ingredients, and one or more caseinates.

"Imitation frozen dessert" means any frozen sweetened product regardless of the name under which it is manufactured, sold or offered for sale, and which is manufactured in a manner similar to the process used in manufacturing ice cream, french ice cream, ice milk, fruit sherbet, water ices, vegetable fat frozen dessert or mellorine, quiescently frozen confection, and quiescently frozen dairy confection, but which does not conform to the definition and standard of identity established for any of the products defined in this or any other statute or regulation promulgated under any other statute of this state.

"Frozen dessert mix" means the pasteurized unfrozen liquid or fluid combination of two or more ingredients permitted in a frozen dessert with or without fruit, fruit juices, candy, baked goods and confections, nut meats, or other harmless flavor or color or both.

"Dry powder mix" is the unfrozen combination of two or more ingredients, which shall have been properly pasteurized if they are derivatives of milk, dairy products, or eggs, which are permitted in a frozen dessert before liquefying into a mix or the addition of fruit, fruit juices, candy, baked goods and confections, nut meats, or other harmless flavor or color or both.

"Frozen desserts" means ice cream, frozen custard, french

ice cream, french custard ice cream, artificially sweetened ice cream, ice milk, fruit sherbet, water ice, quiescently frozen confection, quiescently frozen dairy confection, vegetable fat frozen dessert, frozen confection, mellorine frozen dessert, imitation frozen desserts together with any liquid or dry mix used in such frozen desserts, and any products which are similar in appearance, odor or taste to such products, or are prepared or frozen as frozen desserts are customarily prepared or frozen, whether made with dairy products or nondairy products.

4. Page 1, by inserting in line 11 after the word "fats" the words "or oils".

5. Page 1, by inserting in line 14 after the period the following new sentence:

"Harmless optional ingredients may be used, in an amount not exceeding one-half of one percent of the weight of the finished food, to prevent fat oxidation."

6. Page 3, by striking from lines 16, 17, and 18 the words "may be added in liquid or dry form, but must be free of excess alkali and contain", and inserting in lieu thereof the words "in liquid or dry form, but free of excess alkali may be added to a mix containing".

7. Page 4, by striking lines 27 through 32, inclusive.

8. Page 5, by striking lines 25 through 29, inclusive, and inserting in lieu thereof the following:

"Sec. 6. The name vegetable fat frozen dessert, mellorine, or imitation frozen dessert shall appear on any label required by law or departmental rules on packages or containers of such products, in such type size and with such".

9. Page 5, by striking from lines 31 and 32 the words "or mellorine" and inserting in lieu thereof the words ", mellorine, or imitation frozen dessert".

10. Page 5, by striking lines 34 and 35, and page 6, by striking lines 1 through 6, inclusive, and inserting in lieu thereof the following:

"this Act shall be labeled 'vegetable fat frozen dessert' when the food fat portion thereof contains only vegetable fats or oils, and shall be labeled 'mellorine' when vegetable fats or oils are blended and in combination with animal fats or oils (other than milk fat) or when the food portion contains an animal fat or oil or a blend of animal fats or oils. The container".

11. Page 6, by striking from line 13 the words "or mellorine" and inserting in lieu thereof the words ", mellorine, or imitation frozen dessert".

12. Page 6, by striking lines 21 through 32, inclusive, and inserting in lieu thereof the following:

"Sec. 8. Any imitation frozen dessert manufactured, sold, or offered for sale in such manner that a label is required by law or departmental rule shall be designated on such label as".

13. Page 7, by striking lines 1 through 9, inclusive, and inserting in lieu thereof the following new sentences:

A sign shall be posted in every retail establishment

where vegetable fat frozen dessert, mellorine, or imitation frozen dessert is sold in other than the factory-filled packages, on a white card not less than twelve by twenty-two inches in dimension with letters not less than three inches in height and two inches in width, for the following:

(1) For vegetable fat frozen dessert or mellorine, it shall state "vegetable fat frozen dessert sold here" or "mellorine sold here", as the case may be. Said sign shall also state in letters of such size as to be easily read the names of the fats or oils used in such product and whether any such fat or oil is hydrogenated or hardened.

(2) For imitation frozen dessert, it shall state "imitation frozen dessert sold here". Said sign shall also list in letters of such size as to be easily read all of the ingredients therein in the order of their decreasing predominance, and the names of any fats or oils used in such product and whether any such fat or oil is hydrogenated or hardened.

14. Page 7, by striking lines 34 and 35, and page 8, by striking lines 1 and 2, and inserting in lieu thereof the following:

Sec. 11. No dry powder mix, as defined by this Act, shall be required to be repasteurized after being liquefied.

15. Page 8, by striking lines 8 through 14, inclusive, and renumbering the succeeding subsection accordingly.

16. Page 8, by inserting after line 17 the following new subsection:

By striking from subsection thirty-five (35) lines fifty-four (54) through seventy-four (74), inclusive.

17. Page 8, by inserting after line 36 the following:

Dry powder mix	Bacterial limit	50,000 per gram
	Coliform limit	10 per gram

18. Page 9, by inserting after line 11 the following new section:

Chapter one hundred ninety (190), Code 1966, is hereby amended by adding thereto the following new section:

Notwithstanding any other labeling provision of the Code, frozen dessert of any kind or flavor may be dispensed and sold at retail in edible containers or as a part of any food preparation intended for consumption without further preparation, including but not limited to the preparations commonly termed milk shakes, malted milks, sundaes, and floats.

SENATE CONCURRENT RESOLUTION 110

By Reichardt, Rigler and Frommelt

Whereas, there is a request by the citizens of Iowa for special brands of brandy and wine not carried in stock by the Iowa liquor control commission; and

Whereas, such requests do not always specify orders for complete case lots; and

Whereas, the Iowa liquor control commission will not order less than case lots even though many wholesale outlets will sell and ship less than case lots; *Now, Therefore*,

Be It Resolved by the Senate, the House Concurring, That the Iowa

liquor control commission is urged to revise its rules and procedures in order that special orders of wine and brandy may be made for less than full case lots.

CONCURRENT RESOLUTION ASSIGNED TO COMMITTEE

President Jepsen announced the assignment of **Senate Concurrent Resolution 106** to the committee on judiciary.

REPORTS OF COMMITTEES

Senator Griffin submitted the following reports:

MR. PRESIDENT: Your committee on commerce, to which was referred **Senate File 421**, a bill for an act relating to the amount of credit life insurance that can be sold to a debtor, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

JAMES W. GRIFFIN, SR., Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on commerce, to which was referred **Senate File 1167**, a bill for an act relating to county transportation franchises, begs leave to report it has had the same under consideration and recommends the same **be amended in accordance with the Walsh, Denman amendment filed February 18, 1970, and found on page 552 of the Senate Journal, and when so amended, the bill do pass**.*

JAMES W. GRIFFIN, SR., Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on commerce, to which was referred **House File 205**, a bill for an act to equate insurance proceeds payable to medical practitioners, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

Amend House File 205, page 1, by inserting after the period in line 15 the following new sentence:

"The foregoing provision shall only apply to policies issued or renewed after July 1, 1970."

JAMES W. GRIFFIN, SR., Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on commerce, to which was referred **House File 231**, a bill for an act relating to the licensing of insurance agents in Iowa, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

JAMES W. GRIFFIN, SR., Chairman

Ordered passed on file.

Senator Lange submitted the following reports:

MR. PRESIDENT: Your committee on constitutional amendments and reapportionment, to which was referred **Senate File 1154**, a bill for an act to

repeal the procedure for establishment of a convention to ratify amendments to the Constitution of the United States, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ELMER F. LANGE, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on constitutional amendments and reapportionment, to which was referred **House File 1111**, a bill for an act relating to the composition of representative districts located within Clinton County, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ELMER F. LANGE, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on constitutional amendments and reapportionment, to which was referred **House Joint Resolution 10**, a joint resolution proposing an amendment to the Constitution of the State of Iowa to authorize the licensing and regulation of bingo games conducted by charitable, religious, or veterans organizations, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ELMER F. LANGE, Chairman

Ordered passed on file.

Senator Briles submitted the following reports:

MR. PRESIDENT: Your committee on county government, to which was referred **Senate File 460**, a bill for an act relating to the fee for filing notice of corporate dissolution, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JAMES E. BRILES, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on county government, to which was referred **Senate File 1104**, a bill for an act relating to the mileage and expenses of county engineers, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JAMES E. BRILES, Chairman

Ordered passed on file.

Senator Clarke submitted the following report:

MR. PRESIDENT: Your committee on state government, to which was referred **House File 609**, a bill for an act relating to the Iowa national guard, begs leave to report it has had the same under consideration and recommends the same **do pass**.

HUGH H. CLARKE, Chairman

Ordered passed on file.

*Denotes a unanimous committee vote.

AMENDMENTS FILED

- 1 Amend Senate Resolution 102 found on page 549 of the Senate
2 Journal by striking all after the name "Frommelt" and inserting
3 in lieu thereof the following:
4 *Whereas*, this resolution as originally written was long on
5 glib statements and short on facts, and
6 *Whereas*, the present state comptroller has, with integrity,
7 served Governors of both political parties the past nine years,
8 and
9 *Whereas*, the leader of the minority party apparently is
10 unable to believe that state government can now be operated with a
11 balanced budget and without a tax increase, and
12 *Whereas*, the leader of the minority party has conspicuously
13 neglected to remind the Iowa taxpayer that the Hughes Administra-
14 tion forced the overburdened taxpayer to pay two years of income
15 tax in one year, and
16 *Whereas*, the Ray Administration has given the state a sound
17 budget, with no new taxes, even though faced with the financial
18 wasteland left by the Democratic Administration, and
19 *Whereas*, the state's surplus on June 30, 1967, of more than
20 a 100 million dollars was reduced to less than 4 million dollars
21 two years later—the end of the Hughes era—and would have been
22 even less except for the immediate economy moves by the Ray
23 Administration to curtail expenditures which resulted in savings
24 through reversions of more than nine million dollars—plus
25 picking up a deficit of two million dollars in the medicaid program,
26 and
27 *Whereas*, the state's budget during the last two years of the
28 Hughes Administration was increased by more than 78 percent—or more
29 than 200 million dollars each year, and
30 *Whereas*, the state expenditures in the last biennium of the
31 Hughes Administration exceeded revenues by more than 114 million
32 dollars, and
33 *Whereas*, in the second year of the Ray Administration
34 anticipated revenues will exceed estimated expenditures by more
35 than 14 million dollars, and in fact, will generate a surplus
36 on June 30, 1971, and
37 *Whereas*, this balanced budget of the Ray Administration was
38 accomplished with no state tax increase and almost no surplus to
39 work with at the start of the biennium, and
40 *Whereas*, the Ray Administration has revamped the Iowa Develop-
41 ment Commission and increased new jobs by more than 30 percent in
1969
42 over 1968, and
43 *Whereas*, the Ray Administration established and provided the
44 money for the first time to start a summer youth program, and for
45 the first time established a state-funded program for the treatment
46 of alcoholism with a one-million dollar appropriation and established
47 and provided the money for a new crime commission and established
48 and funded a new office of urban affairs, and provided additional
49 money for street improvements in cities and towns, and
50 *Whereas*, without a tax increase, appropriations to education
51 were increased by 19 percent, appropriations to social services by 19
percent,

52 to public safety by 15 percent and to conservation by 15 percent, and
 53 *Whereas*, the Ray Administration established a Governor's
 54 Economy Committee of outstanding businessmen, experts in their
 55 field, who at no expense to the state have made suggestions that
 56 can save the state more than 20 million dollars.

57 *Now, Therefore, Be It Resolved by the Senate*, the Ray
 58 Administration be commended for its effective and efficient
 59 operation of state government, resulting in a sound budget with
 60 no state tax increases, and at the same time, through a system of
 61 priorities, fulfilling the essential services of the state.

ROBERT R. RIGLER

1 Amend Senate File 1101 as follows:

2 1. Amend page 1, by striking from line 10 the words "by add-
 3 ing" and inserting in lieu thereof the words "as follows:".

4 2. Amend page 1, by striking lines 11 through 22, inclusive,
 5 and inserting in lieu thereof the following:

6 1. By striking from subsection three (3) lines fifty-
 7 seven (57), fifty-eight (58), and fifty-nine (59) and inserting in
 8 lieu thereof the following: "organized, all qualified electors
 9 residing within the jurisdiction of the district as defined by
 10 this Act shall have the right".

11 2. By adding thereto the following new subsection:

12 "All lands within the outside boundaries of any district established
 13 in accordance with this chapter shall be subject to the jurisdiction
 14 of the district, including land lying within any city or town."

15 3. Further amend page 1, by adding the following new section:

16 "Chapter two hundred sixty-three (263), section two (2),
 17 Acts of the Sixty-third General Assembly, First Session, amending
 18 section four hundred sixty-seven A point six (467A.6), Code 1966,
 19 is hereby amended as follows:

20 1. By striking from lines five (5) and six (6) the words
 21 'who shall be residents of the district and'.

22 2. By striking from line eight (8) the word 'No' and in-
 23 serting in lieu thereof the word 'Any'.

24 3. By striking lines nine (9) and ten (10) and inserting
 25 in lieu thereof the following: 'a qualified elector and resides
 26 within the jurisdiction of the district as defined by this Act.' "

27 4. Page 1, by striking from line 3 all after the word
 28 "district", and inserting in lieu thereof a period, and by striking
 29 lines 4 and 5.

CHARLES F. BALLOUN

1 Amend Senate File 1157, page 1, line 8, by striking
 2 the words, "road closed" and inserting in lieu
 3 thereof the words "road closed-enter at your own
 4 risk".

LESLIE C. KLINK

1 Amend Senate File 1226 by inserting after line 18 the
 2 following new section:

3 Sec. 2. Chapter three hundred forty-eight (348), sec-
 4 tion twenty-five (25), Acts of the Sixty-second General Assem-
 5 bly, as amended by chapter two hundred forty-eight (248), sec-
 6 tions one (1) and two (2), Acts of the Sixty-third General
 7 Assembly, First Session, is hereby further amended by insert-

8 ing in line thirteen (13) after the word "grading" the words
9 " , however, such excavation and grading shall not include ser-
10 vices provided for the installation of terraces, diversion
11 terraces, grassed waterways, dams, and other structures for
12 erosion control, flood water retardation, and livestock water,
13 drainage ditches, tile drains, land grading for drainage, clear-
14 ing and grubbing or removal of trees and brush, or other soil
15 conservation practices which are intended to preserve agri-
16 cultural land and water resources".

DONALD S. MCGILL

1 Amend House File 231, as amended and passed by the House,
2 page 2, by striking from lines 9 and 18 the figure "1969" and
3 inserting in lieu thereof the figure "1970".

JAMES W. GRIFFIN, SR.

1 Amend House File 491, as amended and passed by the House,
2 page 3, line 20, by inserting after the word "is", the
3 word "reasonably".

J. HENRY LUCKEN

On motion of Senator Rigler, the Senate adjourned until 9:00
a.m., Friday, February 20, 1970.

JOURNAL OF THE SENATE

FORTIETH DAY

SENATE CHAMBER,
DES MOINES, IOWA, FRIDAY, FEBRUARY 20, 1970.

The Senate met in regular session, President Jepsen, presiding.

Prayer was offered by the Reverend Lester J. Hancock, pastor of the First United Methodist Church, Pleasantville, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Thursday, February 19, 1970, was approved.

PETITION

The following petition was presented and placed on file:

By Senator Bass, from thirty residents of Page, Fremont and Mills Counties in favor of a western Iowa college.

VISITORS

Ten students, members of Shaigaiti Camp Fire Girls from Cedar Rapids, Iowa, accompanied by Mrs. William Paeth.

UNFINISHED BUSINESS

Senate File 1187

The Senate resumed consideration of Senate File 1187, a bill for an act relating to the establishment of a university in western Iowa.

Senator Griffin moved to reconsider the vote by which the following amendment by Senator Potgeter was adopted by the Senate:

Senate File 1187 is hereby amended as follows:

1. Page 1, by striking line 11 and inserting in lieu thereof the following:

“fund and is hereby reappropriated from the general fund to the state department of public instruction to be used for general state financial aid to school districts operating public junior and community colleges and to merged areas for the second year of the biennium ending June 30, 1971, in addition to the sums specified in chapter one hundred ninety (190), section five (5), lines twenty-five (25) through forty-two (42), Acts of the Sixty-third General Assembly, First Session, to be divided among said colleges and merged areas in the same proportion that the amounts therein specified for

each bears to the total specified for the second year of the biennium, to be paid over to said colleges and areas in the same manner and at the same time as the amounts so specified in chapter one hundred ninety (190) of the Acts of the Sixty-third General Assembly, First Session."

2. Page 1, line 2, by inserting after the word "Iowa" the words "and to reappropriate certain funds for aid to public junior or community colleges and to merged areas".

Roll call was requested.

On the question "Shall the motion to reconsider be adopted?" (S.F. 1187) the vote was:

Ayes, 34:

Arbuckle	Frey	Lavery	Parker
Balloun	Gilley	Leonard	Rabedeaux
Brownlee	Glenn	Lucken	Rigler
Clarke	Griffin	Messerly	Shaff
Conklin	Hougen	Mogged	Smith
Curran	Keith	Neu	Stephens
DeHart	Kosek	Nicholson	Thordsen
DeKoster	Kyhl	O'Malley	Walsh
Doderer	Lange		

Nays, 25:

Anderson	Erskine	McGill	Reichardt
Bass	Frommelt	Mowry	Schaben
Bortell	Gaudineer	Orr	Shirley
Briles	Hill	Palmer	Sullivan
Coleman	Klink	Potgeter	Van Gilst
Denman	Lamborn	Potter	Weimer
Dodds			

Absent or not voting, 2:

Davis Ollenburg

The motion prevailed and the amendment was reconsidered.

Senator Potgeter moved the adoption of his amendment.

Roll call was requested.

On the question "Shall the amendment be adopted?" (S.F. 1187) the vote was:

Ayes, 26:

Anderson	Frey	Mowry	Reichardt
Bass	Frommelt	O'Malley	Schaben
Bortell	Gaudineer	Orr	Shirley
Briles	Hill	Palmer	Sullivan
Denman	Klink	Potgeter	Van Gilst
Dodds	Lamborn	Potter	Weimer
Erskine	McGill		

Nays, 33:

Arbuckle	Clarke	DeHart	Gilley
Balloun	Conklin	DeKoster	Glenn
Brownlee	Curran	Doderer	Griffin

Hougen	Leonard	Nicholson	Shaff
Keith	Lucken	Ollenburg	Smith
Kosek	Messerly	Parker	Stephens
Kyhl	Mogged	Rabedeaux	Thordsen
Lange	Neu	Rigler	Walsh
Laverty			

Absent or not voting, 2:

Coleman Davis

The amendment lost.

Senator Anderson moved to reconsider the vote by which the amendment by Senator Rigler failed to be adopted by the Senate.

Division was called for.

The motion lost.

The Senate resumed consideration of the Schaben-Gaudineer amendment.

Senator Glenn offered the following amendment to the amendment by Senators Glenn and Gaudineer:

Amend the Schaben, Gaudineer amendment, filed February 19, 1970, as follows:

By striking in line 10 all after the word "money" and in line 11 by striking the words "Iowa University or".

Senator Glenn moved the adoption of the amendment to the amendment and called for a division.

The amendment to the amendment was adopted.

Senator Schaben moved the adoption of the amendment as amended and called for a division.

The amendment as amended lost.

Senator Glenn asked unanimous consent that further action on Senate File 1187 be deferred.

Objection was raised.

Senator Doderer offered the following amendment by Senators Doderer, et al.:

Senate File 1187 is hereby amended as follows:

1. Page 1, by striking line 11 and inserting in lieu thereof the following:

"fund and is hereby reappropriated from the general fund for the administration of the bureau of income maintenance for old age assistance."

2. Page 1, line 2, by inserting after the word "Iowa" the words "and to reappropriate certain funds for old age assistance".

Senator Rigler raised a point of order on the amendment for the reason that it was not germane to the main bill.

The Chair ruled the point well taken and the amendment out of order.

Senator Lange offered the following amendment and moved its adoption :

Amend Senate File 1187, on page 1, by striking lines 17 through 22 and inserting in lieu thereof the following :

Sec. 3. This Act being deemed of immediate importance shall be in full force and effect from and after its publication in The Auburn Enterprise, a newspaper published at Auburn, Iowa, and The Denison Review, a newspaper published at Denison, Iowa.

The amendment was adopted.

Senator Bortell asked unanimous consent to withdraw the following amendment :

Amend Senate File 1187, page 1, by striking lines 17 through 22, inclusive.

Objection was raised and the amendment ruled out of order.

Senator Schaben moved that the vote by which the Lange amendment was adopted by the Senate be reconsidered and called for a division.

The motion lost.

Senator Arbuckle offered the following amendment by Senators Arbuckle, Briles and Bass :

Amend Senate File 1187 by striking lines 4 through 7, and inserting in lieu thereof "Section 1."

Senator Arbuckle moved the adoption of the amendment and called for a division.

The amendment lost.

Senator Neu moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1187) the vote was :

Rule 24 was invoked.

Ayes, 40:

Balloun	Curran	Frey	Hill
Brownlee	DeHart	Frommelt	Hougen
Clarke	DeKoster	Gaudineer	Keith
Coleman	Dodds	Gilley	Kosek
Conklin	Doderer	Glenn	Kyhl

Lange	O'Malley	Rabedeaux	Stephens
Lucken	Orr	Rigler	Thordsen
Messerly	Parker	Shaff	Van Gilst
Neu	Potgeter	Shirley	Walsh
Ollenburg	Potter	Smith	Weimer

Nays, 17:

Anderson	Griffin	McGill	Palmer
Arbuckle	Klink	Mogged	Reichardt
Bass	Lamborn	Mowry	Schaben
Bortell	Laverty	Nicholson	Sullivan
Briles			

Absent or not voting, 4:

Davis	Denman	Erskine	Leonard
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

MOTION TO RECONSIDER TABLED

Senator Neu moved the adoption of the following motion filed at the desk:

MR. PRESIDENT: I move that the vote by which Senate File 1187 passed the Senate be reconsidered and the motion to reconsider be laid on the table.
ARTHUR A. NEU

Roll call was requested.

On the question "Shall the motion to reconsider be laid on the table?" (S.F. 1187) the vote was:

Rule 24 was invoked.

Ayes, 28:

Brownlee	Hougen	Messerly	Rabedeaux
Clarke	Keith	Neu	Rigler
Conklin	Kosek	Ollenburg	Shaff
Curran	Kyhl	O'Malley	Smith
DeKoster	Lange	Parker	Stephens
Frey	Laverty	Potgeter	Thordsen
Gilley	Lucken	Potter	Walsh

Nays, 26:

Anderson	Doderer	Lamborn	Palmer
Arbuckle	Frommelt	McGill	Reichardt
Balloun	Gaudineer	Mogged	Schaben
Bass	Glenn	Mowry	Sullivan
Bortell	Griffin	Nicholson	Van Gilst
Briles	Hill	Orr	Weimer
Coleman	Klink		

Absent or not voting, 7:

Davis	Denman	Erskine	Shirley
DeHart	Dodds	Leonard	

The motion prevailed.

HOUSE AMENDMENT CONSIDERED

Senate File 417

Senator DeKoster called up for consideration Senate File 417, a bill for an act to provide for the registration and protection of marks, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 417 as follows:

1. Page eight (8), line seven (7), by striking the figures "1970" and inserting in lieu thereof the figures "1971".

2. Page eight (8), line twenty (20), by striking the figures "1971" and inserting in lieu thereof the figures "1972".

The Senate concurred in the House amendment.

Senator DeKoster moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 417) the vote was:

Ayes, 53:

Anderson	Frey	Lange	Potgeter
Arbuckle	Frommelt	Laverty	Potter
Balloun	Gaudineer	Lucken	Rabedeaux
Bass	Gilley	McGill	Reichardt
Bortell	Glenn	Mogged	Rigler
Briles	Griffin	Mowry	Schaben
Brownlee	Hill	Neu	Shaff
Clarke	Hougen	Nicholson	Smith
Coleman	Keith	Ollenburg	Stephens
Conklin	Klink	O'Malley	Sullivan
Curran	Kosek	Orr	Thordsen
DeHart	Kyhl	Palmer	Van Gilst
DeKoster	Lamborn	Parker	Walsh
Doderer			

Nays, none.

Absent or not voting, 8:

Davis	Dodds	Leonard	Shirley
Denman	Erskine	Messerly	Weimer

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

UNFINISHED BUSINESS

Senate File 1101

On motion of Senator Balloun, Senate File 1101, a bill for an act specifically providing that cities and towns within the outside boundaries of any soil conservation district are a part of such district, and granting the governing bodies of such cities and towns

discretion to remove them from the jurisdiction of the soil conservation district, was taken up for further consideration.

Senator Balloun offered the following amendment filed by him and moved its adoption:

- 1 Amend Senate File 1101 as follows:
- 2 1. Amend page 1, by striking from line 10 the words "by add-
- 3 ing" and inserting in lieu thereof the words "as follows:".
- 4 2. Amend page 1, by striking lines 11 through 22, inclusive,
- 5 and inserting in lieu thereof the following:
- 6 1. By striking from subsection three (3) lines fifty-
- 7 seven (57), fifty-eight (58), and fifty-nine (59) and inserting in
- 8 lieu thereof the following: "organized, all qualified electors
- 9 residing within the jurisdiction of the district as defined by
- 10 this Act shall have the right".
- 11 2. By adding thereto the following new subsection:
- 12 "All lands within the outside boundaries of any district established
- 13 in accordance with this chapter shall be subject to the jurisdiction
- 14 of the district, including land lying within any city or town."
- 15 3. Further amend page 1, by adding the following new section:
- 16 "Chapter two hundred sixty-three (263), section two (2),
- 17 Acts of the Sixty-third General Assembly, First Session, amending
- 18 section four hundred sixty-seven A point six (467A.6), Code 1966,
- 19 is hereby amended as follows:
- 20 1. By striking from lines five (5) and six (6) the words
- 21 'who shall be residents of the district and'.
- 22 2. By striking from line eight (8) the word 'No' and in-
- 23 serting in lieu thereof the word 'Any'.
- 24 3. By striking lines nine (9) and ten (10) and inserting
- 25 in lieu thereof the following: 'a qualified elector and resides
- 26 within the jurisdiction of the district as defined by this Act.' "
- 27 4. Page 1, by striking from line 3 all after the word
- 28 "district", and inserting in lieu thereof a period, and by striking
- 29 lines 4 and 5.

Senator Gaudiueer offered the following amendment to the amendment:

Amend the Balloun amendment to Senate File 1101, filed February 19, 1970, by striking in line 14 the words "including land lying within any city or town." and by inserting in lieu thereof the following:

"except land lying within a city or town unless the governing body of such city or town by resolution passed in the same manner as required by chapter three hundred sixty-six (366) of the Code for passage of ordinances, places the land lying within a city or town within the appropriate soil conservation district or districts."

President pro tempore Lange took the chair at 12:40 p.m.

SENATE FILE DEFERRED

Senator Laverty asked and received unanimous consent that

further action on **Senate File 1101** be deferred and that the bill retain its place on the calendar under unfinished business.

CONSIDERATION OF BILLS

Senate File 1189

On motion of Senator Laverty, Senate File 1189, a bill for an act to legalize and validate the special election of the Twin Cedars Community School District, in the counties of Marion and Mahaska, State of Iowa, held on May 20, 1969, on the proposition of issuing school bonds in the sum of not to exceed \$280,000.00 for the purpose of building and furnishing an addition to the junior-senior high school building and additional parking facilities therefor, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Laverty moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1189) the vote was:

Ayes, 45:

Anderson	DeKoster	Kyhl	Palmer
Arbuckle	Doderer	Lange	Parker
Balloun	Frey	Laverty	Potgeter
Bass	Frommelt	Lucken	Reichardt
Bortell	Gilley	McGill	Rigler
Briles	Glenn	Mogged	Shaff
Brownlee	Hill	Mowry	Stephens
Clarke	Hougen	Neu	Sullivan
Coleman	Keith	Nicholson	Thordsen
Conklin	Klink	Ollenburg	Van Gilst
Curran	Kosek	O'Malley	Walsh
DeHart			

Nays, none.

Absent or not voting, 16:

Davis	Gaudineer	Messery	Schaben
Denman	Griffin	Orr	Shirley
Dodds	Lamborn	Potter	Smith
Erskine	Leonard	Rabedeaux	Weimer

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

House File 1140

On motion of Senator Laverty, House File 1140, a bill for an act to legalize and validate the proceedings of the city council of the City of Pella, Marion County, State of Iowa, in connection with the award of a contract for the furnishing of a 25,000 kilowatt capacity steam turbine generator to the municipal electric utility

of said city, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Laverty moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1140) the vote was:

Ayes, 45:

Anderson	Doderer	Lange	Potgeter
Arbuckle	Frey	Laverty	Rabedeaux
Bass	Frommelt	Lucken	Reichardt
Bortell	Gilley	McGill	Rigler
Briles	Glenn	Mogged	Schaben
Brownlee	Hill	Mowry	Shaff
Clarke	Hougen	Neu	Stephens
Coleman	Keith	Nicholson	Sullivan
Conklin	Klink	Orr	Thordsen
Curran	Kosek	Palmer	Van Gilst
DeHart	Kyhl	Parker	Walsh
DeKoster			

Nays, none.

Absent or not voting, 16:

Balloun	Erskine	Leonard	Potter
Davis	Gaudineer	Messerly	Shirley
Denman	Griffin	Ollenburg	Smith
Dodds	Lamborn	O'Malley	Weimer

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1169, a bill for an act relating to the investment of funds of life insurance companies.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1190, a bill for an act to legalize and validate the proceedings of the board of directors of the Oelwein Community School District.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1049, a bill for an act to legalize and validate proceedings of the board of directors of Perry Community School District.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1079, a bill for an act relating to conservation.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1080, a bill for an act to legalize transfer of real property from board of directors of LeGrand Consolidated School District.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1099, a bill for an act relating to savings and loan associations.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1150, a bill for an act relating to technical corrections required by passage of the Iowa Banking Act of 1969.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE MESSAGES CONSIDERED

House File 1169, a bill for an act relating to the investment of funds of life insurance companies.

Read first time and **passed on file**.

House File 1190, a bill for an act to legalize and validate the proceedings of the board of directors of the Oelwein Community School District, in the Counties of Fayette and Buchanan, State of Iowa, authorizing and providing for the sale and issuance of school building bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said school district.

Read first time and **passed on file**.

INTRODUCTION OF BILL

Senate File 1249, by Senators Frommelt and Frey, a bill for an act relating to sales of alcoholic beverages by liquor control licenses for off-premises consumption, and providing a special license therefor.

Read first time and **passed on file**.

SUPPLEMENTAL REPORT OF THE COMMITTEE ON RULES

Amend the standing rules of the Senate, as amended on January 23, 1970, as follows:

1. Rule 25 is amended by adding at the end thereof a new paragraph as follows:

"A constitutional majority is necessary for such motion to prevail on a bill or joint resolution. Such motion can only be made from the floor after the vote is announced. The member who moved the final reading shall have priority in making this motion."

ARTHUR A. NEU, Chairman

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing

that on February 20, 1970, he approved and transmitted to the Secretary of State the following bills:

- S. F. 400—Relating to the appointees of the Governor.
- S. F. 489—Relating to the movement of vehicles and loads of excess size and weight.
- S. F. 683—To authorize and direct the executive council to approve the issuance of a quit claim deed from the conservation commission to the Atlantic Richfield Company, a Pennsylvania corporation, for certain real estate located in Lee County, Iowa.
- S. F. 1038—To legalize and validate the proceedings of the Board of Supervisors of Dallas County, Iowa, authorizing and providing for the issuance of County Home Bonds of said County and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said County.
- S. F. 1086—Relating to the salaries of persons appointed to fill vacancies in a public office.
- S. F. 1102—To avoid financial loss due to the insolvency of an insurer.
- S. F. 1182—Relating to state personal net income tax and state business tax on corporations.
- H. F. 282—To insert in the Code the full text of the interstate compact on mental health, to which Iowa is presently a party state.
- H. F. 555—Relating to the annual report of the state apiarist.
- H. F. 1007—Relating to municipal lighting districts.
- H. F. 1138—Relating to limitations on the use of the primary highway fund in constructing and maintaining interstate bridges.

SENATE RESOLUTION 103

By Kosek, Potter and Weimer

Whereas, the report just issued by Professor William F. Kunerth and Dr. J. K. Hvistendahl, Journalism Department of the State University of Iowa, concerning press coverage of the Iowa General Assembly is factual and to the point, and

Whereas, the people of eastern Iowa are the most informed, best educated politically, of anyone in the State of Iowa, and

Whereas, the informational source of the report comes from well informed people serving in the General Assembly,

Now, Therefore, Be It Resolved, credit should go where credit is due.

Be It Further Resolved, by the legislators from Linn County, that Frank Nye, legislative reporter of the Cedar Rapids Gazette, be admirably commended for his impartial reporting of the news of the General Assembly.

REPORTS OF COMMITTEE

Senator DeKoster submitted the following reports:

MR. PRESIDENT: Your committee on judiciary, to which was referred **Senate File 253**, a bill for an act relating to shorthand court reporters and their compensation, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

Amend Senate File 253 as follows:

1. Page 1, by striking press lines 14 through 23, inclusive,

and by inserting in lieu thereof the following:

"Salaries of certified shorthand reporters of the district court shall be as follows:

1. The annual salary of a full-time shorthand reporter in a judicial district which does not contain a city having a population of more than fifty thousand shall be ten thousand seven hundred fifty dollars.

2. The annual salary of a full-time shorthand reporter in a judicial district which contains a city having a population of fifty thousand or more, but less than one hundred twenty-five thousand, shall be eleven thousand seven hundred fifty dollars.

3. The annual salary of a full-time shorthand reporter in a judicial district which contains a city having a population of one hundred twenty-five thousand, or more shall be twelve thousand seven hundred fifty dollars.

4. Population shall be determined according to the latest federal decennial census."

2. Page 2, by striking lines 33 through 35, inclusive, and on page 3, lines 1 through 5, inclusive, and by inserting in lieu thereof the following:

"Code 1966, is hereby amended by striking all after the word, 'court' in line seven (7) and all of lines eight (8) through thirteen (13), inclusive, and by inserting in lieu thereof the following:

'for full-time shorthand reporters in cities having a population of less than seventy thousand, an annual salary of eight thousand five hundred dollars and in cities having a population of seventy thousand or more, an annual salary of nine thousand five hundred dollars. Shorthand reporters employed on a part-time basis shall be paid thirty-two dollars and fifty cents for each day actually worked. No shorthand reporter employed on a part-time basis shall be paid more on a per diem than a full-time reporter would receive on a salary basis in the same city. Population shall be determined according to the latest federal decennial census. All such salaries shall be paid'".

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary, to which was referred **Senate File 1043**, a bill for an act relating to municipal court judges, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary, to which was referred **Senate File 1208**, a bill for an act to legalize and validate the acts and proceedings of the board of directors of the Merged Area (Education) X District in the counties of Benton, Cedar, Iowa, Johnson, Jones, Linn and Washington, authorizing and providing for a voluntary contributory pension and

retirement annuity plan for the regular full-time employees of said district, begs leave to report it has had the same under consideration and recommends the same be amended in accordance with the Mowry-Messerly amendment, filed February 12, 1970, and found on page 478 of the Senate Journal, and when so amended the bill do pass.*

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary, to which was referred House File 357, a bill for an act relating to the disability of municipal judges, begs leave to report it has had the same under consideration and recommends the same do pass.*

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary, to which was referred House File 687, a bill for an act relating to eminent domain, begs leave to report it has had the same under consideration and recommends the same do pass.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

*Denotes a unanimous committee vote.

AMENDMENTS FILED

- 1 Amend Senate File 1178 as follows:
- 2 1. Page 1, line 10, by inserting after the word "The" the
- 3 words "commissioner, through the" and by inserting a comma
- 4 after the word "regulation".
- 5 2. Page 2, lines 14 and 15, by striking the words "division
- 6 of motor truck regulation of the department of public safety"
- 7 and inserting in lieu thereof the words "commissioner of
- 8 public safety, through the division of motor truck regulation,".
- 9 3. Page 5, lines 9 and 10, by striking the words "division
- 10 of motor truck regulation of the department of public safety"
- 11 and inserting in lieu thereof the words "commissioner of public
- 12 safety, through the division of motor truck regulation,".
- 13 4. Page 5, line 13, by inserting before the period the words
- 14 ", and the commissioner shall provide the commission with such
- 15 information and records, compiled incident to his enforcement
- 16 activities, as are necessary for proper performance of its
- 17 administrative duties".
- 18 5. Page 5, line 20, by inserting after the word "and" the
- 19 words "the commissioner of public safety, through".
- 20 6. Page 5, line 21, by inserting a comma before the word "shall".
- 21 7. Page 5, lines 28 and 29, by striking the words "division
- 22 of motor truck regulation in the department of public safety"
- 23 and inserting in lieu thereof the words "commissioner of public
- 24 safety, through the division of motor truck regulation,".
- 25 8. Page 5, line 32, by inserting before the period the words
- 26 ", and the commissioner shall provide the commission with such

27. information and records, compiled incident to his enforcement
28 activities, as are necessary for proper performance of its
29 administrative duties”.

30 9. Page 6, lines 1 and 2, by striking the words “division of
31 motor truck regulation in the department of public safety” and
32 inserting in lieu thereof the words “commissioner of public
33 safety, through the division of motor truck regulation,”.

34 10. Page 6, line 5, by inserting before the period the words
35 “, and the commissioner shall provide the commission with such
36 information and records, compiled incident to his enforcement
37 activities, as are necessary for proper performance of its
38 administrative duties”.

39 11. Page 6, lines 9 and 10, by striking the words “division
40 of motor truck regulation in the department of public safety”
41 and inserting in lieu thereof the words “commissioner of public
42 safety, through the division of motor truck regulation,”.

43 12. Page 6, line 13, by inserting after the word “enforce-
44 ment” the words “and the commissioner shall provide the com-
45 merce commission with such information, compiled incident to
46 his enforcement activities, as are necessary for proper per-
47 formance of its administrative duties”.

48 13. Page 7, by adding after line 2 the following new section:

49 Chapter two hundred eighty-five (285), Acts of the Sixty-
50 second General Assembly, is amended by adding thereto the
51 following new section:

52 “All enforcement powers granted to the state highway
53 commission as issuing authority under this Act, including
54 inspection authority, the furnishing of escorts for over-
55 sized vehicles, and permit suspensions and revocations and
56 hearings held pursuant thereto, shall be the responsibility
57 of and be exercised by the commissioner of public safety through
58 the division of motor truck regulation. The state highway
59 commission shall provide the commissioner with such information
60 and records as are necessary for such enforcement, and the
61 commissioner shall provide the highway commission with such
62 information and records, compiled incident to his enforcement
63 activities, as are necessary for the proper performance of
64 its administrative duties.”

CLIFTON C. LAMBORN
EUGENE M. HILL

1 Amend the Hill amendment, filed February 10, 1970, to
2 Senate File 1178, by striking in lines 13 and 14 the words
3 “division of motor truck regulation of the department of
4 public safety” and inserting in lieu thereof the following:
5 “commissioner of public safety, through the division of
6 motor truck regulation,”.

EUGENE M. HILL

1 Amend Senate File 1178 by adding thereto the following
2 new section:
3 The provisions of this Act shall take effect on July
4 1, 1971.

ALDEN J. ERSKINE

- 1 Amend the title to House File 633, as amended by
- 2 the House, as follows:
- 3 Page 1, line 1, by striking the words "encourage
- 4 competition among" and inserting in lieu thereof the
- 5 words "permit unlimited premium rates by".

GENE W. GLENN

- 1 Amend House File 633 as follows:
- 2 Page 1, line 19, by inserting after the comma (,)
- 3 the words "provided that the rates adopted thereunder
- 4 are less than the rates existing previously,".

GENE W. GLENN

- 1 Amend House File 633, as amended by the House, as
- 2 follows:
- 3 Page 1, line 27, by inserting the following new
- 4 sentence after the word "order.":
- 5 "At such hearing, the presumption shall be that
- 6 the insurance classification involved is no longer
- 7 competitive and the burden of proof shall be upon the
- 8 insurance carriers affected to establish otherwise."

GENE W. GLENN

- 1 Amend House File 633, as amended by the House, as
- 2 follows:
- 3 Page 1, by striking all of lines 30 through 41.

GENE W. GLENN

On motion of Senator Rigler, the Senate adjourned until 10:00 a.m., Monday, February 23, 1970.

JOURNAL OF THE SENATE

FORTY-THIRD DAY

SENATE CHAMBER,
DES MOINES, IOWA, MONDAY, FEBRUARY 23, 1970.

The Senate met in regular session, President Jepsen presiding.

Prayer was offered by the Reverend Richard Preston, pastor of the United Presbyterian Church, Grand Junction, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Friday, February 20, 1970, was approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Smith for the day because of illness on request of Senator Nicholson.

PETITIONS

The following petitions were presented and placed on file:

By Senator Balloun, from one hundred ninety residents of Benton County protesting the closing of Dudgeon Lake Area in Benton County, for the purpose of recreational snowmobiling.

By Senator Kyhl, from nine residents of Floyd County opposing an open season on mourning doves.

DISTINGUISHED GUEST

Senator Curran rose on a point of personal privilege and presented to the Senate the Honorable Delbert W. Floy, former member of the Senate from Cerro Gordo County.

VISITORS

President Jepsen welcomed to the Senate his daughter, Ann, a student from Central High School, Davenport, Iowa, accompanied by her escort, Mark Cross, and sponsor, Catherine Dondanville.

Fifty-five students from Clegg Park School, West Des Moines, Iowa, accompanied by Mrs. Berry and Mrs. Scott.

Four students from Perry Community School, Perry, Iowa.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up out of order Senate Files 1139 and 1140.

Senate File 1139

On motion of Senator Lamborn, Senate File 1139, a bill for an act relating to the issuance of public bonds, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Messerly offered the following amendment filed by Senators Messerly and Gaudineer:

Amend Senate File 1139 by inserting in line 10 after the word "taxes," the following:

"but only if the interest due on such bonds is payable at a uniform rate each year, on the declining principal balance of such bonds and the principal balance due on such bonds is also reduced at a uniform rate in the same manner,".

Senator Messerly moved the adoption of the amendment and called for a division.

The amendment lost.

Senator Lamborn moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1139) the vote was:

Ayes, 44:

Arbuckle	Erskine	Leonard	Reichardt
Balloun	Frey	Lucken	Rigler
Bortell	Gaudineer	McGill	Schaben
Briles	Gilley	Mogged	Shaff
Brownlee	Griffin	Mowry	Shirley
Clarke	Keith	Neu	Stephens
Conklin	Klink	Orr	Sullivan
Davis	Kosek	Palmer	Thordsen
DeHart	Kyhl	Parker	Van Gilst
Denman	Lamborn	Potgeter	Walsh
Doderer	Laverty	Rabedeaux	Weimer

Nays, 13:

Anderson	Frommelt	Hougen	Ollenburg
Bass	Glenn	Messerly	O'Malley
Coleman	Hill	Nicholson	Potter
Dodds			

Absent or not voting, 4:

Curran DeKoster Lange Smith

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 1140

On motion of Senator Lamborn, Senate File 1140, a bill for an act relating to school bond taxes, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Lamborn moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1140) the vote was:

Ayes, 41:

Arbuckle	Erskine	Laverty	Rabedeaux
Balloun	Frey	Leonard	Rigler
Bortell	Gaudineer	Lucken	Schaben
Briles	Gilley	McGill	Shaff
Brownlee	Griffin	Mogged	Shirley
Clarke	Keith	Neu	Stephens
Conklin	Klink	Orr	Thordsen
Davis	Kosek	Palmer	Van Gilst
DeHart	Kyhl	Parker	Walsh
Denman	Lamborn	Potter	Weimer
Doderer			

Nays, 17:

Anderson	Frommelt	Messerly	O'Malley
Bass	Glenn	Mowry	Potgeter
Coleman	Hill	Nicholson	Reichardt
Curran	Hougen	Ollenburg	Sullivan
Dodds			

Absent or not voting, 3:

DeKoster Lange Smith

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

UNFINISHED BUSINESS**Senate File 1101**

On motion of Senator Balloun, Senate File 1101, a bill for an act specifically providing that cities and towns within the outside boundaries of any soil conservation district are a part of such district, and granting the governing bodies of such cities and towns discretion to remove them from the jurisdiction of the soil conservation district, was taken up for further consideration.

The Senate resumed consideration of the Balloun amendment and the following Gaudineer amendment to the amendment:

Amend the Balloun amendment to Senate File 1101, filed February 19, 1970, by striking in line 14 the words "including land lying within any city or town." and by inserting in lieu thereof the following:

"except land lying within a city or town unless the governing body of such city or town by resolution passed in the same manner as required by chapter three hundred sixty-six (366) of the Code for passage of ordinances, places the land lying within a city or town within the appropriate soil conservation district or districts."

Senator Gaudineer asked unanimous consent to withdraw his amendment to the amendment.

Objection was raised.

Senator Gaudineer moved the adoption of the amendment to the amendment.

Division was called for.

The amendment to the amendment lost.

On motion of Senator Balloun, his amendment was adopted.

Senator Balloun moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1101) the vote was:

Ayes, 54:

Anderson	Erskine	Leonard	Potgeter
Arbuckle	Frey	Lucken	Potter
Balloun	Frommelt	McGill	Rabedeaux
Bass	Gaudineer	Messerly	Reichardt
Bortell	Gilley	Mogged	Rigler
Briles	Glenn	Mowry	Schaben
Brownlee	Griffin	Neu	Shaff
Clarke	Hill	Nicholson	Shirley
Coleman	Hougen	Ollenburg	Stephens
Conklin	Keith	O'Malley	Sullivan
Curran	Klink	Orr	Thordsen
Davis	Kyhl	Palmer	Van Gilst
Dodds	Lamborn	Parker	Walsh
Doderer	Laverty		

Nays, 2:

DeHart Kosek

Absent or not voting, 5:

DeKoster	Lange	Smith	Weimer
Denman			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

INTRODUCTION OF BILLS

Senate File 1250, by committee on conservation and recreation, a bill for an act relating to classification of roads for park purposes.

Read first time and **placed on calendar**.

Senate File 1251, by committee on commerce (committee on commerce), a bill for an act to provide reasonable competition in the sale of credit life and credit accident and health insurance.

Read first time and **placed on calendar**.

Senate File 1252, by Senator Doderer (Alt), a bill for an act relating to maximum income for persons eligible for low-rent housing.

Read first time and **passed on file**.

Senate File 1253, by Senators Balloun, Walsh, Kyhl, Parker, Palmer, Erskine and Keith (Mohrfeld, Knight, Kitner, Freeman of Clay-Dickinson, Strand, Van Roekel, Shepherd, Stromer, Schmeiser, Knoblauch, Brinck, Blouin and Bennett), a bill for an act relating to the assignability of group life insurance benefits.

Read first time and **passed on file**.

On motion of Senator Rigler, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, Senator Potgeter presiding.

DISTINGUISHED GUEST

Senator Brownlee rose on a point of personal privilege to present to the Senate the Honorable Edward C. Norland, former member of the House of Representatives from Palo Alto County.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File 354, a bill for an act relating to the state printing department and public printing.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 682, a bill for an act relating to hunting-safety education.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1133, a bill for an act to legalize and validate the proceedings of the board of supervisors of Mitchell County for issuance of county hospital bonds.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE MESSAGES CONSIDERED

House File 354, a bill for an act relating to the state printing department and public printing.

Read first time and passed on file.

House File 682, a bill for an act relating to hunting-safety education.

Read first time and passed on file.

House File 1133, a bill for an act to legalize and validate the proceedings of the board of supervisors of Mitchell County, Iowa, authorizing and providing for the issuance of county public hospital bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said county.

Read first time and passed on file.

UNFINISHED BUSINESS

Senate File 1159

On motion of Senator Arbuckle, Senate File 1159, a bill for an act relating to the maximum amounts authorized to be levied for principal and interest of bonded indebtedness of certain school corporations that have entered into leases with merged area school corporations, was taken up for further consideration.

Senator Arbuckle moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1159) the vote was:

Ayes, 31:

Arbuckle	DeHart	Kyhl	Palmer
Bass	Erskine	Leonard	Potter
Bortell	Frey	McGill	Rigler
Briles	Gaudineer	Mogged	Shaff
Brownlee	Gilley	Mowry	Thordsen
Coleman	Griffin	Neu	Van Gilst
Conklin	Keith	Nicholson	Walsh
Curran	Klink	Orr	

Nays, 19:

Anderson	Clarke	DeKoster	Dodds
Balloun	Davis	Denman	Frommelt

Glenn	Lamborn	Potgeter	Stephens
Hill	Laverty	Reichardt	Sullivan
Kosek	Ollenburg	Shirley	

Voting present, 3:

Hougen	O'Malley	Weimer
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Absent or not voting, 8:

Doderer	Lucken	Parker	Schaben
Lange	Messerly	Rabedeaux	Smith

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

UNFINISHED BUSINESS

Senate File 1178

On motion of Senator Hill, Senate File 1178, a bill for an act relating to enforcement of motor vehicle laws and regulations, was taken up for further consideration.

Senator Hill offered the following amendment filed by Senators Lamborn and Hill and moved its adoption:

Amend Senate File 1178 as follows:

1. Page 1, line 10, by inserting after the word "The" the words "commissioner, through the" and by inserting a comma after the word "regulation".
2. Page 2, lines 14 and 15, by striking the words "division of motor truck regulation of the department of public safety" and inserting in lieu thereof the words "commissioner of public safety, through the division of motor truck regulation,".
3. Page 5, lines 9 and 10, by striking the words "division of motor truck regulation of the department of public safety" and inserting in lieu thereof the words "commissioner of public safety, through the division of motor truck regulation,".
4. Page 5, line 13, by inserting before the period the words "and the commissioner shall provide the commission with such information and records, compiled incident to his enforcement activities, as are necessary for proper performance of its administrative duties".
5. Page 5, line 20, by inserting after the word "and" the words "the commissioner of public safety, through".
6. Page 5, line 21, by inserting a comma before the word "shall".
7. Page 5, lines 28 and 29, by striking the words "division of motor truck regulation in the department of public safety" and inserting in lieu thereof the words "commissioner of public safety, through the division of motor truck regulation,".
8. Page 5, line 32, by inserting before the period the words "and the commissioner shall provide the commission with such information and records, compiled incident to his enforcement activities, as are necessary for proper performance of its administrative duties".
9. Page 6, lines 1 and 2, by striking the words "division of

motor truck regulation in the department of public safety" and inserting in lieu thereof the words "commissioner of public safety, through the division of motor truck regulation,".

10. Page 6, line 5, by inserting before the period the words "and the commissioner shall provide the commission with such information and records, compiled incident to his enforcement activities, as are necessary for proper performance of its administrative duties".

11. Page 6, lines 9 and 10, by striking the words "division of motor truck regulation in the department of public safety" and inserting in lieu thereof the words "commissioner of public safety, through the division of motor truck regulation,".

12. Page 6, line 13, by inserting after the word "enforcement" the words "and the commissioner shall provide the commerce commission with such information, compiled incident to his enforcement activities, as are necessary for proper performance of its administrative duties".

13. Page 7, by adding after line 2 the following new section:

Chapter two hundred eighty-five (285), Acts of the Sixty-second General Assembly, is amended by adding thereto the following new section:

"All enforcement powers granted to the state highway commission as issuing authority under this Act, including inspection authority, the furnishing of escorts for oversized vehicles, and permit suspensions and revocations and hearings held pursuant thereto, shall be the responsibility of and be exercised by the commissioner of public safety through the division of motor truck regulation. The state highway commission shall provide the commissioner with such information and records as are necessary for such enforcement, and the commissioner shall provide the highway commission with such information and records, compiled incident to his enforcement activities, as are necessary for the proper performance of its administrative duties."

The amendment was adopted.

Senator Hill moved to reconsider the vote by which the Hill amendment of February 10, 1970, was adopted by the Senate.

The motion prevailed.

Senator Hill offered the following amendment to the amendment and moved its adoption:

Amend the Hill amendment, filed February 10, 1970, to Senate File 1178, by striking in lines 13 and 14 the words "division of motor truck regulation of the department of public safety" and inserting in lieu thereof the following: "commissioner of public safety, through the division of motor truck regulation,".

The amendment to the amendment was adopted.

On motion of Senator Hill, the amendment as amended was adopted.

Senator Erskine offered the following amendment:

Amend Senate File 1178 by adding thereto the following new section:

The provisions of this Act shall take effect on July 1, 1971.

President Jepsen took the chair at 2:40 p.m.

Senator Erskine moved the adoption of his amendment and called for a division.

The amendment lost.

Senator Hill moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1178) the vote was:

Ayes, 55:

Anderson	Doderer	Lamborn	Potgeter
Arbuckle	Erskine	Lavery	Potter
Balloun	Frey	Lucken	Reichardt
Bass	Frommelt	McGill	Rigler
Bortell	Gaudineer	Messerly	Schaben
Briles	Gilley	Mogged	Shaff
Brownlee	Glenn	Mowry	Shirley
Clarke	Griffin	Neu	Stephens
Conklin	Hill	Nicholson	Sullivan
Davis	Hougen	Ollenburg	Thordsen
DeHart	Keith	O'Malley	Van Gilst
DeKoster	Klink	Orr	Walsh
Denman	Kosek	Palmer	Weimer
Dodds	Kyhl	Parker	

Nays, none.

Absent or not voting, 6:

Coleman	Lange	Rabedeaux	Smith
Curran	Leonard		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up out of order Senate File 694.

Senate File 694

On motion of Senator Griffin, Senate File 694, a bill for an act to encourage competition in rate making among certain casualty insurance companies, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

SUBSTITUTION

Senator Griffin asked and received unanimous consent that **House File 633** be substituted for **Senate File 694**.

COMMITTEE OF THE WHOLE

Senator Griffin asked and received unanimous consent that the Senate resolve itself into a committee of the whole.

Senator Griffin introduced to the Senate the Honorable Lorne R. Worthington, Iowa Commissioner of Insurance, who explained the provisions of House File 633 and answered questions put to him by members of the Senate.

On motion of Senator Griffin, the Senate arose from the committee of the whole and resumed regular session.

CONSIDERATION OF BILLS

House File 633

On motion of Senator Griffin, House File 633, a bill for an act to encourage competition among certain casualty insurance companies in rate making, was taken up for consideration.

Senator Glenn offered the following amendment:

Amend House File 633 as follows:

Page 1, line 19, by inserting after the comma (,) the words "provided that the rates adopted thereunder are less than the rates existing previously,".

Senator Glenn moved the adoption of his amendment and requested a roll call.

On the question "Shall the amendment be adopted?" (H.F. 633) the vote was:

Ayes, 15:

Anderson	Gaudineer	Nicholson	Shirley
Balloun	Glenn	Orr	Sullivan
Doderer	Hill	Potgeter	Van Gilst
Frommelt	Leonard	Schaben	

Nays, 36:

Arbuckle	Denman	Kosek	Palmer
Bass	Dodds	Kyhl	Parker
Bortell	Erskine	Lamborn	Potter
Briles	Frey	Lange	Reichardt
Brownlee	Gilley	Messerly	Rigler
Clarke	Griffin	Mogged	Shaff
Conklin	Hougen	Mowry	Stephens
Davis	Keith	Neu	Walsh
DeHart	Klink	Ollenburg	Weimer

Absent or not voting, 10:

Coleman	Lavery	O'Malley	Smith
Curran	Lucken	Rabedeaux	Thorsen
DeKoster	McGill		

The amendment lost.

Senator Glenn offered the following amendment:

Amend House File 633, as amended by the House, as follows:

Page 1, line 27, by inserting the following new sentence after the word "order.":

"At such hearing, the presumption shall be that the insurance classification involved is no longer competitive and the burden of proof shall be upon the insurance carriers affected to establish otherwise."

Senator Glenn moved the adoption of his amendment and called for a division.

The amendment lost.

Senator Glenn offered the following amendment and moved its adoption:

Amend House File 633, as amended by the House, as follows:

Page 1, by striking all of lines 30 through 41.

The amendment lost.

Senator Glenn offered the following amendment:

Amend the title to House File 633, as amended by the House, as follows:

Page 1, line 1, by striking the words "encourage competition among" and inserting in lieu thereof the words "permit unlimited premium rates by".

Senator Glenn moved the adoption of his amendment and called for a division.

The amendment lost.

Senator Gaudineer offered the following amendment:

Amend House File 633, as amended and passed by the House, by inserting on page 1 in line 36 after the word "use." the following:

"In the event any such manual, minimum, loss rate, rating schedule or rating plan and every other rating rule is subsequently rescinded or set aside by action of the commissioner, all excess moneys collected shall be refunded to the individuals from whom it was collected. However, any such refund shall not affect the validity of any policy of insurance already issued. Any such excess moneys not refunded to the individuals from whom it was

collected within one year of the date of such determination of the commissioner, shall escheat to the state and be held pursuant to the provisions of chapter three hundred ninety-one (391), Acts of the Sixty-second General Assembly."

Senator Mowry offered the following amendment to the amendment and moved its adoption:

Amend the Gaudineer amendment, filed February 23, 1970, to House File 633, line 13, by striking the word "escheat" and inserting in lieu thereof "be paid".

Senator Gaudineer moved the adoption of his amendment as amended.

The amendment to the amendment was adopted.

Division was called for.

The amendment as amended was adopted.

Senator Griffin moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 633) the vote was:

Rule 24 was invoked.

Ayes, 39:

Anderson	Gilley	Lucken	Potter
Arbuckle	Griffin	Messerly	Rigler
Briles	Hougen	Mogged	Schaben
Brownlee	Keith	Mowry	Shaff
Clarke	Klink	Neu	Stephens
Davis	Kosek	Nicholson	Thordsen
DeHart	Kyhl	Ollenburg	Van Gilst
Denman	Lamborn	Palmer	Walsh
Frey	Lange	Parker	Weimer
Gaudineer	Laverty	Potgeter	

Nays, 10:

Bass	Glenn	Orr	Shirley
Conklin	Hill	Reichardt	Sullivan
Dodds	Leonard		

Voting present, 2:

DeKoster (under Rule 24)
Frommelt (under Rule 24)

Absent or not voting, 10:

Balloun	Currin	McGill	Rabedeaux
Bortell	Doderer	O'Malley	Smith
Coleman	Erskine		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Griffin moved that the vote by which House File 633

passed the Senate be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Roll call was requested.

On the question "Shall the motion to reconsider be laid on the table?" (H.F. 633) the vote was:

Ayes, 29:

Anderson	Keith	Mogged	Potter
Bass	Klink	Mowry	Reichardt
Brownlee	Kosek	Neu	Rigler
Clarke	Kyhl	Nicholson	Shaff
Davis	Lamborn	Ollenburg	Stephens
Frey	Lange	Parker	Thordsen
Gilley	Laverty	Potgeter	Walsh
Griffin			

Nays, 12:

Conklin	Glenn	Messerly	Shirley
Dodds	Hill	Orr	Van Gilst
Frommelt	Lucken	Schaben	Weimer

Absent or not voting, 20:

Arbuckle	Curran	Erskin	O'Malley
Balloun	DeHart	Gaudineer	Palmer
Bortell	DeKoster	Hougen	Rabedeaux
Briles	Denman	Leonard	Smith
Coleman	Doderer	McGill	Sullivan

The motion prevailed.

SENATE FILE WITHDRAWN

Senator Griffin asked and received unanimous consent that **Senate File 694** be withdrawn from further consideration of the Senate.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File 340, a bill for an act relating to election returns.

WILLIAM R. KENDRICK, Chief Clerk

BILLS ASSIGNED TO COMMITTEE

President Jepsen announced the assignment of the following bills to committee:

S. F. 1242 Higher education

S. F. 1247 Commerce

S. F. 1249 Law enforcement

- H. F. 354 State government
 H. F. 682 Conservation and recreation
 H. F. 1133 Judiciary
 H. F. 1169 Commerce
 H. F. 1190 Judiciary

SUPPLEMENTAL REPORT OF THE COMMITTEE ON RULES

Amend the standing rules of the Senate as amended on January 23, 1970, as follows:

1. Rule 25 is amended by adding at the end thereof the following: "A constitutional majority is necessary for such motion to prevail on a bill or joint resolution. Such motion can only be made from the floor after the vote is announced. The member who moved the final reading shall have priority in making this motion."

ARTHUR A. NEU, Chairman

EXPLANATION OF VOTE

While I was absent from the Senate chamber attending a meeting, the following votes were taken: Senate Files 1139, 1140, 1101, 1159 and 1178. Had I been present I would have voted "Aye" on all of these bills.

ELMER F. LANGE

REPORTS OF COMMITTEE

Senator Briles submitted the following reports:

MR. PRESIDENT: Your committee on county government, to which was referred **House File 377**, a bill for an act relating to allocation of rental receipts from federal flood and erosion control projects, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JAMES BRILES, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on county government, to which was referred **House File 1154**, a bill for an act relating to terms of office of certain county supervisors, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JAMES BRILES, Chairman

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend Senate File 1197 by adding after line 12, the
- 2 following new section:
- 3 This Act being deemed of immediate importance shall
- 4 be in full force and effect from and after its publication
- 5 in The Telegraph-Herald, a newspaper published at Dubuque,

6 Iowa and the Marshalltown Times-Republican, a newspaper
7 published at Marshalltown, Iowa.

JOHN M. WALSH
JOHN L. MOWRY

1 Amend Senate File 1232, page 1, by inserting in line 24
2 after the date "1975" the following:
3 " , except as otherwise provided in this Act".

ALDEN J. ERSKINE

1 Amend Senate File 1237, page 1, by striking
2 lines 6 through 22, inclusive, and inserting in
3 lieu thereof the following:
4 "enacting a substitute therefor, is amended
5 by striking lines three (3) through forty-two
6 (42) and inserting in lieu thereof the following:
7 'For judicial purposes the state is hereby
8 divided into twelve judicial districts as follows:
9 The first district shall consist of the counties
10 of Lee, Van Buren, Jefferson, Henry, Des Moines and
11 Louisa.
12 The second district shall consist of the counties
13 of Davis, Appanoose, Wayne, Decatur, Ringgold,
14 Union, Clarke, Lucas, Monroe, and Wapello.
15 The third district shall consist of the counties
16 of Taylor, Page, Fremont, Mills, Montgomery, Adams,
17 Cass, Pottawattamie, Harrison, Shelby and Audubon.
18 The fourth district shall consist of the counties
19 of Crawford, Monona, Woodbury, Plymouth, Cherokee,
20 Ida, and Sac.
21 The fifth district shall consist of the counties
22 of Marion, Warren, Madison, Adair, Guthrie, Dallas,
23 and Polk.
24 The sixth district shall consist of the counties
25 of Washington, Keokuk, Mahaska, Johnson, Iowa, Powe-
26 shiek, and Jasper.
27 The seventh district shall consist of the counties
28 of Cedar, Jones, Linn, Benton, Tama, and Marshall.
29 The eighth district shall consist of the counties
30 of Scott, Muscatine, Clinton, Jackson, and Dubuque.
31 The ninth district shall consist of the counties
32 of Delaware, Buchanan, Black Hawk, Grundy, Butler,
33 Bremer, Fayette, Clayton, Allamakee, Winneshiek,
34 Howard, and Chickasaw.
35 The tenth district shall consist of the counties
36 of Story, Boone, Greene, Carroll, Calhoun, Humboldt,
37 Webster, Hamilton, and Hardin.
38 The eleventh district shall consist of the counties
39 of Franklin, Wright, Kossuth, Hancock, Cerro Gordo,
40 Floyd, Mitchell, Worth, and Winnebago.
41 The twelfth district shall consist of the counties
42 of Pocahontas, Buena Vista, Palo Alto, Clay, O'Brien,
43 Sioux, Lyon, Osceola, Dickinson, and Emmet.'"

EUGENE M. HILL
ROBERT R. RIGLER
LEE H. GAUDINEER, JR.

- 1 Amend Senate File 1239 by striking lines 16 and 17 and
2 inserting in lieu thereof the following:
3 amended as follows:
4 1. By inserting in line thirty-six (36) after the word
5 "value" the words "based upon its current use".
6 2. By striking from line thirty-seven (37) the word
7 "their" and inserting in lieu thereof the words "fifty percent
8 of its".
9 3. By inserting in line forty (40) after the period the
10 following new sentence:
11 "For the purposes of this Act, the words 'goods in bulk'
12 mean merchandise as a whole or entirety without division into
13 items or physical separation into packages or parcels."

WILLIAM J. REICHARDT

- 1 Amend the committee on agriculture amendment to House File
2 150, filed February 5, 1970, and found on pages 373 through
3 377 of the Senate Journal:
4 By striking lines 168 through 171, inclusive, and
5 renumbering the following sections.

FRANCIS L. MESSERLY

- 1 Amend House File 1197, page 1, by inserting after
2 line 4 the following new subsections and renumbering:
3 1. By striking from lines eleven (11), twelve (12),
4 and thirteen (13) the words "one week vacation after one
5 year employment and".
6 2. By striking from line fourteen (14) the word "second"
7 and inserting in lieu thereof the words "first year, one week
8 of which may be taken after six months of employment".

CHESTER O. HOUGEN

On motion of Senator Rigler, the Senate adjourned until 9:00
a.m., Tuesday, February 24, 1970.

JOURNAL OF THE SENATE

FORTY-FOURTH DAY

SENATE CHAMBER,
DES MOINES, IOWA, TUESDAY, FEBRUARY 24, 1970.

The Senate met in regular session, President Jepsen presiding.

Prayer was offered by the Reverend Stanley T. Hansen, pastor of the Exira Lutheran Church, Exira, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Monday, February 23, 1970, was approved.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Smith for the day because of illness on request of Senator Nicholson; Senator Schaben for the day because of illness on request of Senator Frommelt.

VISITORS

Twenty-six students from Mallard Community School, Mallard, Iowa, accompanied by their superintendent, Mr. Adams.

Seventy-five students from Woodrow Wilson Junior High School, Des Moines, Iowa, accompanied by David Miller.

Thirty-two students from Waukee Community School, Waukee, Iowa.

Thirty-six students from Urbandale Junior High School, Urbandale, Iowa, accompanied by Mary Olee.

ADOPTION OF SENATE CONCURRENT RESOLUTION 110

Senator Reichardt called up for consideration the following resolution:

SENATE CONCURRENT RESOLUTION 110

By Reichardt, Rigler and Frommelt

Whereas, there is a request by the citizens of Iowa for special brands of brandy and wine not carried in stock by the Iowa liquor control commission; and

Whereas, such requests do not always specify orders for complete case lots; and

Whereas, the Iowa liquor control commission will not order less than case lots even though many wholesale outlets will sell and ship less than case lots; *Now, Therefore*,

Be It Resolved by the Senate, the House Concurring, That the Iowa liquor control commission is urged to revise its rules and procedures in order that special orders of wine and brandy may be made for less than full case lots.

Senator Reichardt moved the adoption of the resolution and called for a division.

The motion prevailed and the resolution was adopted.

REPORT OF THE COMMITTEE ON RULES ADOPTED

Senator Neu asked and received unanimous consent to withdraw the report filed February 20, 1970, and found on page 584 of the Senate Journal.

Senator Neu called up for consideration the following report and moved its adoption:

SUPPLEMENTAL REPORT OF THE COMMITTEE ON RULES

Amend the standing rules of the Senate as amended on January 23, 1970, as follows:

1. Rule 25 is amended by adding at the end thereof the following: "A constitutional majority is necessary for such motion to prevail on a bill or joint resolution. Such motion can only be made from the floor after the vote is announced. The member who moved the final reading shall have priority in making this motion."

ARTHUR A. NEU, Chairman

The motion prevailed and the report was adopted.

HOUSE AMENDMENT CONSIDERED

Senate File 628

Senator Stephens called up for consideration Senate File 628, a bill for an act to establish definitions and standards for frozen desserts, amended by the House, and moved that the Senate concur in the House amendment, found on pages 567-569, inclusive, of the Senate Journal.

Senator Doderer offered the following amendment to the House amendment and moved its adoption:

Amend the House amendment to Senate File 628 by striking lines 94 through 113 inclusive.

Senator Denman took the chair at 10:55 a.m.

Division was called for.

The amendment to the amendment was adopted.

On motion of Senator Stephens, the Senate concurred in the House amendment as amended.

Senator Stephens moved that the bill as amended by the House, further amended and concurred in by the Senate, be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 628) the vote was:

Ayes, 58:

Anderson	Doderer	Lange	Parker
Arbuckle	Erskine	Laverty	Potgeter
Bass	Frey	Leonard	Potter
Bortell	Frommelt	Lucken	Rabedeaux
Briles	Gaudineer	McGill	Reichardt
Brownlee	Gilley	Messerly	Rigler
Clarke	Glenn	Mogged	Shaff
Coleman	Griffin	Mowry	Shirley
Conklin	Hill	Neu	Stephens
Curran	Hougen	Nicholson	Sullivan
Davis	Keith	Ollenburg	Thordsen
DeHart	Klink	O'Malley	Van Gilst
DeKoster	Kosek	Orr	Walsh
Denman	Kyhl	Palmer	Weimer
Dodds	Lamborn		

Nays, 1:

Balloun

Absent or not voting, 2:

Schaben Smith

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

MOTION TO RECONSIDER LOST

Senate File 125

Senator Potgeter called up the following motion filed by him on February 16, 1970, and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which Senate File 125 passed the Senate.

Roll call was requested.

On the question "Shall the motion to reconsider be adopted?" (S.F. 125) the vote was:

Ayes, 22:

Anderson	Curran	Lange	Ollenburg
Arbuckle	DeKoster	Leonard	Potgeter
Balloun	Erskine	Lucken	Rigler
Bass	Gilley	Messerly	Stephens
Bortell	Hill	Neu	Van Gilst
Conklin	Klink		

Nays, 32:

Brownlee	Frommelt	Mogged	Rabedeaux
Clarke	Gaudineer	Mowry	Reichardt
Coleman	Glenn	Nicholson	Shaff
DeHart	Kosek	O'Malley	Shirley
Denman	Kyhl	Orr	Sullivan
Dodds	Lamborn	Palmer	Thordsen
Doderer	Laverty	Parker	Walsh
Frey	McGill	Potter	Weimer

Voting present, 1:

Hougen

Absent or not voting, 6:

Briles	Griffin	Schaben	Smith
Davis	Keith		

The motion was lost.

MOTION TO RECONSIDER ADOPTED

Senator Rigler called up the following motion filed by him on February 18, 1970, and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which House File 1197 passed the Senate.

The motion prevailed.

Senator Rigler moved to reconsider the vote by which House File 1197 went to its last reading, which motion prevailed.

CONSIDERATION OF BILLS**House File 1197**

On motion of Senator Hougen, House File 1197, a bill for an act relating to vacations for state employees, was taken up for further consideration.

Senator Rigler moved to reconsider the vote by which division 1 of the Hougen amendment filed February 17, 1970, was adopted, which motion prevailed.

Senator Hougen offered the following amendment and moved its adoption:

Amend House File 1197, page 1, by inserting after line 4 the following new subsections and renumbering:

1. By striking from lines eleven (11), twelve (12), and thirteen (13) the words "one week vacation after one year employment and".
2. By striking from line fourteen (14) the word "second" and inserting in lieu thereof the words "first year, one week of which may be taken after six months of employment".

The amendment was adopted.

Senator Hougen asked and received unanimous consent to withdraw division 1 of his amendment filed February 17, 1970, and found on page 535 of the Senate Journal.

Senator Hougen moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1197) the vote was:

Ayes, 56:

Anderson	Erskine	Lange	Parker
Balloun	Frey	Laverty	Potgeter
Bass	Frommelt	Leonard	Potter
Bortell	Gaudineer	Lucken	Rabedeaux
Briles	Gilley	McGill	Reichardt
Clarke	Glenn	Messerly	Rigler
Coleman	Griffin	Mogged	Shaff
Conklin	Hill	Mowry	Shirley
Curran	Hougen	Neu	Stephens
DeHart	Keith	Nicholson	Sullivan
DeKoster	Klink	Ollenburg	Thordsen
Denman	Kosek	O'Malley	Van Gilst
Dodds	Kyhl	Orr	Walsh
Doderer	Lamborn	Palmer	Weimer

Nays, none.

Voting present, 1:

Arbuckle

Absent or not voting, 4:

Brownlee	Davis	Schaben	Smith
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

SENATE FILE REFERRED TO COMMITTEE

Senator Shaff moved that **Senate File 1227** be referred to the committee on **ways and means**.

Division was called for.

The motion prevailed and the bill was referred to committee.

CONSIDERATION OF BILLS

Senate File 508

On motion of Senator Walsh, Senate File 508, a bill for an act relating to distribution of food stamps, surplus foods, or other commodities, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Potgeter asked and received unanimous consent to with-

draw the amendment filed by him on February 13, 1970, and found on page 501 of the Senate Journal.

Senator Walsh offered the following amendment:

Amend Senate File 508 by striking everything after the enacting clause and inserting in lieu thereof the following:

Section 1. Chapter one hundred sixty-five (165), Acts of the Sixty-third General Assembly, First Session, is hereby amended by striking section twenty-three (23) and inserting the following in lieu thereof:

"Sec. 23. Each county shall participate in the federal food stamp program and may participate in the federal commodity program. The county board of supervisors shall provide for the distribution of food stamps to needy persons in each incorporated municipality within the county at least one time per week and shall designate the locations for such distributions. In addition, food stamps shall be distributed during emergencies in the county as determined by the county board of social welfare. Locations of distribution centers and the times of operation shall be posted in a public place in each municipality."

Senator Potgeter asked and received unanimous consent to withdraw the amendment to the amendment filed by him on February 13, 1970, and found on page 501 of the Senate Journal.

Senator Walsh offered the following amendment to the amendment filed by Senator Mogged and moved its adoption:

Amend the Walsh amendment to Senate File 508, filed February 12, 1970, by striking in line 13 the words "one time per week" and adding in lieu thereof the words "once every two weeks".

The amendment to the amendment was adopted.

On motion of Senator Walsh, the amendment as amended was adopted.

(Consideration of Senate File 508 pending at recess.)

On motion of Senator Rigler, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Jepsen presiding.

CONSIDERATION OF BILLS

Senate File 508

The Senate resumed consideration of Senate File 508.

Senator Walsh moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 508) the vote was:

Rule 24 was invoked.

Ayes, 26:

Briles	Gaudineer	Nicholson	Shaff
Coleman	Glenn	Ollenburg	Shirley
DeKoster	Leonard	O'Malley	Sullivan
Denman	McGill	Orr	Thordsen
Dodds	Mogged	Palmer	Walsh
Frey	Mowry	Potgeter	Weimer
Frommelt	Neu		

Nays, 31:

Anderson	Davis	Klink	Parker
Arbuckle	DeHart	Kosek	Potter
Balloun	Doderer	Kyhl	Rabedeaux
Bass	Erskine	Lamborn	Rigler
Bortell	Gilley	Lange	Smith
Brownlee	Hill	Laverty	Stephens
Clarke	Hougen	Lucken	Van Gilst
Conklin	Keith	Messerly	

Absent or not voting, 4:

Curran	Griffin	Reichardt	Schaben
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The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

MOTION TO RECONSIDER

I move to reconsider the vote by which Senate File 508 failed to pass the Senate.

MINNETTE DODERER

CONSIDERATION OF BILLS

Senate File 1226

On motion of Senator Davis, Senate File 1226, a bill for an act relating to the tax on services, was taken up and considered.

Senator Walsh offered the following amendment:

Amend Senate File 1226, page 1, by adding after line 18 the following new section:

Chapter three hundred forty-eight (348), section twenty-five (25), Acts of the Sixty-second General Assembly, amending section four hundred twenty-two point forty-three (422.43), Code 1966, is hereby amended as follows:

1. By inserting in line eight (8) after the word "wax" the words " , except coin-operated car washes".
2. By inserting in line nine (9) after the word "laundering" the words " , except coin-operated laundries".

Senator Walsh asked unanimous consent to withdraw the amendment.

Objection was raised.

Senator Walsh moved that the amendment be withdrawn.

Roll call was requested by Senator Gaudineer.

On the question "Shall the motion to withdraw the amendment be adopted?" (S.F. 1226) the vote was:

Ayes, 43:

Anderson	DeKoster	Lavery	Potter
Arbuckle	Denman	Lucken	Rabedeaux
Balkoun	Frey	McGill	Reichardt
Bass	Gilley	Messerly	Rigler
Bortell	Hougen	Mogged	Shaff
Brownlee	Keith	Mowry	Smith
Clarke	Klink	Neu	Stephens
Conklin	Kosek	Nicholson	Sullivan
Curran	Kyhl	Ollenburg	Thordsen
Davis	Lamborn	Parker	Walsh
DeHart	Lange	Potgeter	

Nays, 13:

Colman	Gaudineer	O'Malley	Shirley
Dodds	Glenn	Orr	Van Gilst
Doderer	Hill	Palmer	Weimer
Frommelt			

Absent or not voting, 5:

Briles	Griffin	Leonard	Schaben
Erskine			

The motion prevailed and the amendment was withdrawn.

SENATE FILE REFERRED TO COMMITTEE

Senator Rigler moved that **Senate File 1226** be referred to the committee on **ways and means**.

The motion prevailed and the bill was referred to committee.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has refused to concur in Senate amendment to the following bill in which the concurrence of the House was asked:

House File 1176, a bill for an act relating to the Iowa public employees' retirement system.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1251, a bill for an act relating to child labor.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE MESSAGE CONSIDERED

House File 1251, a bill for an act relating to child labor.

Read first time and **passed on file**.

INTRODUCTION OF BILL

Senate File 1254, by committee on judiciary, a bill for an act relating to highway safety programs.

Read first time and **placed on calendar**.

EXPLANATION OF VOTE

I was absent from the Senate chamber when House File 633 was considered. Had I been present, I would have voted "aye" on the Glenn amendment, "no" on the bill, and "no" on the motion to be laid on the table.

DONALD S. MCGILL

EXPLANATION OF VOTE

While I was absent from the Senate chamber attending a meeting yesterday, February 23, 1970, a vote was taken on House File 633. Had I been present I would have voted "aye" on this bill.

GLEN E. BORTELL

EXPLANATION OF VOTE

While I was absent from the Senate chamber the following bills were voted on: Senate Files 417 and 1189, and House File 1140. Had I been present I would have voted "aye" on all these bills.

ROBERT R. DODDS

REPORTS OF COMMITTEES

Senator Griffin submitted the following report:

MR. PRESIDENT: Your committee on commerce, to which was referred **Senate File 550**, a bill for an act relating to licensing and regulation of hearing aid dealers, and appropriating license fees for purposes of administration, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

Amend Senate File 550 as follows:

1. Page 1, by striking lines 7 and 8 and inserting in lieu thereof the following and renumbering the subsections as required:

"1. 'Commissioner' means the commissioner of public health."

2. Page 2, by striking lines 2 through 35, inclusive,

3. Page 3, by striking lines 1 through 7, inclusive, and inserting in lieu thereof the following:

"Sec. 2. The commissioner shall administer the provisions of this Act and shall:"

4. Page 4, lines 10 and 11, by striking the words "such

persons as the department may designate," and inserting in lieu thereof the words "the commissioner or his designee".

5. Page 4, line 18, by striking the word "department" and by inserting in lieu thereof the word "commissioner".

6. Page 5, line 8, by striking the figure "1969" and inserting in lieu thereof the figure "1970".

7. Page 5, line 9, by striking the words and figures "five (5)" and inserting in lieu thereof the words and figures "four (4)".

8. Page 5, lines 11, 14, and 26, by striking the word "department" and by inserting in lieu thereof the word "commissioner".

9. Page 5, line 24, by striking the word "board" and inserting in lieu thereof the word "commissioner".

10. Page 6, line 3, by striking the words "this board" and inserting the words "the commissioner".

11. Page 6, lines 6 and 7, by striking the words and figures "four (4), five (5), and eight (8)" and inserting the words and figures "three (3), four (4), and seven (7)".

12. Page 6, lines 10, 15, and 25, by striking the word "department" and inserting the word "commissioner".

13. Page 7, lines 3, 5 and 6, by striking the word "board" and inserting in lieu thereof the word "commissioner".

14. Page 7, lines 7 and 7 and 8, by striking the word "department" and inserting in lieu thereof the word "commissioner".

15. Page 8, lines 11, 13 and 14, 15, 19, 27 and 29, by striking the word "department" and inserting in lieu thereof the word "commissioner".

16. Page 8, lines 19 and 21, by striking the words "state treasurer" and inserting in lieu thereof the words "treasurer of state".

17. Page 8, line 23, by striking the word "department" and inserting in lieu thereof the words "state department of health".

18. Page 9, lines 4, 7 and 14, by striking the word "department" and inserting in lieu thereof the word "commissioner".

19. By renumbering the sections.

JAMES W. GRIFFIN, SR., Chairman

Ordered passed on file.

Senator Briles submitted the following report:

MR. PRESIDENT: Your committee on county government, to which was referred **House File 589**, a bill for an act for ambulance service, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JAMES C. BRILES, Chairman

Ordered passed on file.

AMENDMENTS FILED

1 Amend Senate File 1122 as follows:

2 By striking all after the enacting clause and inserting
3 in lieu thereof the following:
4 Section 1. Section one hundred twenty-three point twenty-
5 four (123.24), Code 1966, is hereby amended by striking all of
6 lines three (3) through fourteen (14), inclusive, and inserting
7 in lieu thereof the following:
8 "container with such identifying markers as shall be pre-
9 scribed by the commission and affixed on the premises of a
10 state warehouse or store and no such container shall be opened
11 upon the premises of any state warehouse, store or special dis-
12 tributor. Possession of alcoholic liquors which do not carry
13 identifying markers as shall be prescribed and affixed by the
14 commission shall be considered a violation of this chapter."

CHARLES F. BALLOUN

1 Amend Senate File 1157 as follows:

2 1. By inserting in line 8 after the word, "maintenance"
3 the words "by formal resolution entered upon the minutes of such
4 board or commission".
5 2. By inserting in line 10 after the word "section" the
6 following:
7 "and at the point where each highway intersects with that
8 section of the highway under construction, reconstruction, or
9 maintenance".
10 3. By inserting in line 18 after the word, "contractor"
11 the following:
12 ", but only during the period of time encompassed by one-
13 half hour before sunrise and one-half hour after sunset on days
14 that such section of such highway is actually being worked upon".

LEE H. GAUDINEER, JR.

1 Amend Senate File 1226 by adding after line 18 the following:

2 "Sec. 2. Chapter three hundred forty-eight (348),
3 Acts of the Sixty-second General Assembly, section twenty-
4 five (25), amending section four hundred twenty-two point forty-
5 three (422.43) of the Code is amended by striking from lines
6 twelve (12) and thirteen (13) the words "excavating and grading;"

DONALD S. MCGILL

1 Amend Senate File 1234, page 1, by striking lines
2 19 through 21, inclusive, and inserting in lieu thereof
3 the following words: "the performance of duty. Indemnifi-
4 cation must be authorized by the articles of incorpora-
5 tion or bylaws, or by resolution adopted after notice to
6 the shareholders."

S. J. BROWNLEE

1 Amend House File 231, as amended and passed by the House, as
follows:

2 1. Page 1, line 7, by striking all after the colon and by striking
3 lines 8, 9 and 10, and inserting in lieu thereof the following: "unless
4 exempt from the provisions of this chapter by reason of section five
5 hundred twelve point thirty-three (512.33) of the Code, and".

6 2. By striking all of section 2 and inserting in lieu thereof the
7 following new section:
8 Section five hundred twelve point thirty-three (512.33), Code 1966,
9 is hereby amended by striking all of said section and inserting in lieu
10 thereof the following:
11 "Such associations may employ agents in the soliciting or procuring
12 of new members and such agents shall be subject to the provisions of
13 chapter five hundred twenty-two (522) of the Code. The term 'agent' as
14 used in this section means any authorized or acknowledged agent of a
15 society who acts as such in the solicitation, negotiation or procurement
16 or making of a life insurance, accident and health insurance or annuity
17 contract. Notwithstanding the above definition of the term 'agent', a
18 society may appoint one individual to act as an agent for each lodge, or
19 other subordinate unit by whatever name known, of the society and
20 under chapter five hundred twenty-two (522) shall not be required of
21 such
22 individual so long as the life insurance contracts solicited and procured
23 by such individual do not exceed twenty-five thousand dollars in any
24 calendar year, or, in the case of any other kind or kinds of insurance
25 which the society is authorized to write, on the persons of more than
26 twenty-five individuals in any calendar year. Licensing in accordance
27 with chapter five hundred twenty-two (522) shall be required on and
28 after
29 the effective date of this Act. Any examination which may be required
30 under the provisions of said chapter five hundred twenty-two (522) shall
31 not be applicable to any agent of a society who is in the service of a
32 society
33 on the effective date of this Act, and who on said date is authorized to
34 represent a fraternal beneficiary society. The provisions of said chapter
35 five hundred twenty-two (522) shall not apply to the member repre-
36 sentatives
37 of any society organized or licensed under this chapter which insures its
38 members against death, dismemberment and disability resulting from
39 accident
40 only, and which pays no commission or other compensation for the solici-
41 tation
42 and procurement of such contracts."

WILLIAM D. PALMER
JAMES W. GRIFFIN, SR.

On motion of Senator Potgeter, the Senate adjourned until 9:00
a.m., Wednesday, February 25, 1970.

JOURNAL OF THE SENATE

FORTY-FIFTH DAY
SENATE CHAMBER,

DES MOINES, IOWA, WEDNESDAY, FEBRUARY 25, 1970.

The Senate met in regular session, President pro tempore Lange presiding.

Prayer was offered by the Reverend Oscar Johnson, pastor of the Immanuel Lutheran Church, Harlan, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Tuesday, February 24, 1970, was approved.

VISITORS

Sixty students of Madrid High School, Madrid, Iowa, accompanied by their teacher, Mr. Stewart.

Thirty-six students from Urbandale Junior High School, Urbandale, Iowa, accompanied by Mary Olee.

Twenty students from Dallas Community School, Grimes, Iowa, accompanied by Mrs. Ann Rutt.

Group of students from Woodrow Wilson Junior High School, Des Moines, Iowa, accompanied by David Van Tuyl.

REQUEST FOR RETURN OF SENATE FILE

Senator Briles asked and received unanimous consent that the Secretary of the Senate be authorized to request the return from the House of **Senate File 1051**, a bill for an act relating to county ambulance service, for further consideration of the Senate.

The Chair announced the Senate would stand at ease until the fall of the gavel.

The Senate reconvened, President Jepsen presiding.

Senator Glenn moved that the rules be suspended and that **Senate File 1119** be taken up for immediate consideration and requested a roll call.

On the question "Shall the motion to suspend the rules be adopted?" (S.F. 1119) the vote was:

Ayes, 17:

Coleman	Gaudineer	O'Malley	Schaben
Denman	Glenn	Orr	Shirley
Dodds	Hill	Palmer	Van Gilst
Doderer	McGill	Reichardt	Weimer
Frommelt			

Nays, 42:

Anderson	DeKoster	Lange	Potgeter
Arbuckle	Erskine	Laverty	Potter
Balloun	Frey	Leonard	Rabedeaux
Bass	Gilley	Lucken	Rigler
Bortell	Griffin	Messerly	Shaff
Briles	Hougen	Mogged	Smith
Brownlee	Keith	Neu	Stephens
Clarke	Klink	Nicholson	Sullivan
Conklin	Kosek	Ollenburg	Thordsen
Curran	Kyhl	Parker	Walsh
DeHart	Lamborn		

Absent or not voting, 2:

Davis	Mowry
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The motion was lost.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up out of order Senate File 1198.

Senate File 1198

On motion of Senator Mogged, Senate File 1198, a bill for an act relating to federal insured loans, was taken up and considered.

Senator Mogged moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1198) the vote was:

Ayes, 59:

Anderson	Dodds	Lange	Potter
Arbuckle	Doderer	Laverty	Rabedeaux
Balloun	Erskine	Leonard	Reichardt
Bass	Frey	Lucken	Rigler
Bortell	Frommelt	McGill	Schaben
Briles	Gaudineer	Messerly	Shaff
Brownlee	Gilley	Mogged	Shirley
Clarke	Glenn	Neu	Smith
Coleman	Griffin	Nicholson	Stephens
Conklin	Hill	Ollenburg	Sullivan
Curran	Hougen	O'Malley	Thordsen
Davis	Klink	Orr	Van Gilst
DeHart	Kosek	Palmer	Walsh
DeKoster	Kyhl	Parker	Weimer
Denman	Lamborn	Potgeter	

Nays, none.

Absent or not voting, 2:

Keith

Mowry

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order Senate File 1122.

Senate File 1122

On motion of Senator Lange, Senate File 1122, a bill for an act relating to seals on alcoholic liquor, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Balloun offered the following amendment filed by him and moved its adoption:

Amend Senate File 1122 as follows:

By striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section one hundred twenty-three point twenty-four (123.24), Code 1966, is hereby amended by striking all of lines three (3) through fourteen (14), inclusive, and inserting in lieu thereof the following:

"container with such identifying markers as shall be prescribed by the commission and affixed on the premises of a state warehouse or store and no such container shall be opened upon the premises of any state warehouse, store or special distributor. Possession of alcoholic liquors which do not carry identifying markers as shall be prescribed and affixed by the commission shall be considered a violation of this chapter."

The amendment was adopted.

Senator Gaudineer asked and received unanimous consent to withdraw the amendment filed by him on February 16, 1970, and found on page 511 of the Senate Journal, and the amendment to his amendment filed February 17, 1970, and found on page 534 of the Senate Journal.

Senator Lange moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1122) the vote was:

Ayes, 45:

Anderson	Coleman	Frey	Kyhl
Arbuckle	Conklin	Frommelt	Lamborn
Balloun	Curran	Gilley	Lange
Bass	Davis	Griffin	Laverty
Bortell	Denman	Hougen	McGill
Briles	Dodds	Keith	Messerly
Clarke	Doderer	Klink	Mogged

Neu
Nicholson
Ollenburg
Orr

Palmer
Parker
Potgeter
Potter

Rabedeaux
Reichardt
Rigler
Schaben

Shaff
Smith
Sullivan
Thordsen
Walsh

Nays, 9:

DeKoster
Gaudineer
Glenn

Hill
O'Malley

Shirley
Stephens

Van Gilst
Weimer

Absent or not voting, 7:

Brownlee
DeHart

Erskine
Kosek

Leonard
Lucken

Mowry

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

SENATORS EXCUSED

Senator Reichardt asked and received unanimous consent that Senators Reichardt and Doderer be excused from the afternoon session.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House is returning to the Senate as requested:

Senate File 1051, a bill for an act relating to county ambulance service.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1211, a bill for an act relating to the height of buildings.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1216, a bill for an act relating to the licensing of dogs and their immunization against rabies.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1277, a bill for an act relating to motor vehicles approaching, entering and turning at and between intersections.

WILLIAM R. KENDRICK, Chief Clerk

INTRODUCTION OF BILLS

Senate File 1255, by committee on county government (committee on county government), a bill for an act relating to fees for filing hospital liens.

Read first time and placed on calendar.

Senate File 1256, by Senator Reichardt, a bill for an act relating to state foundation aid to public high school districts.

Read first time and **passed on file.**

HOUSE MESSAGES CONSIDERED

House File 1211, a bill for an act relating to the height of buildings.

Read first time and **passed on file.**

House File 1216, a bill for an act relating to the licensing of dogs and their immunization against rabies.

Read first time and **passed on file.**

House File 1277, a bill for an act relating to motor vehicles approaching, entering and turning at and between intersections.

Read first time and **passed on file.**

On motion of Senator Rigler, the Senate adjourned until 1:45 p.m.

AFTERNOON SESSION

The Senate reconvened, President pro tempore Lange presiding.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up out of order House File 91.

House File 91

On motion of Senator Parker, House File 91, a bill for an act to permit the conservation commission to promulgate, for experimental purposes, special rules relating to the operation of watercraft and other water-oriented activity on Green Valley Lake, near the City of Creston, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Parker moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 91) the vote was:

Ayes, 27:

Anderson	Gilley	Lange	Rabedeaux
Arbuckle	Griffin	Leonard	Rigler
Balloun	Hougen	Messenger	Schaben
Bortell	Keith	Ollenburg	Smith
Brownlee	Klink	Palmer	Thordsen
Clarke	Kosek	Parker	Walsh
DeHart	Lamborn	Potgeter	

Nays, 27:

Bass	Frommelt	McGill	Shaff
Conklin	Gaudineer	Mogged	Shirley
Curran	Glenn	Neu	Stephens
DeKoster	Hill	Nicholson	Sullivan
Dodds	Kyhl	O'Malley	Van Gilst
Erskine	Laverty	Orr	Weimer
Frey	Lucken	Potter	

Absent or not voting, 7:

Briles	Davis	Doderer	Reichardt
Coleman	Denman	Mowry	

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

Senator Rigler asked and received unanimous consent to take up out of order House File 663.

House File 663

On motion of Senator Griffin, House File 663, a bill for an act to provide aid for historical purposes, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Potgeter asked and received unanimous consent to withdraw the following committee amendment:

Amend House File 663 on page 1, line 12, by inserting the words "or chapter five hundred four A (504A)" after the words (504)".

Senator Neu asked and received unanimous consent to withdraw the following amendment filed by him on February 6, 1970:

Amend House File 663 on page 1, line 12, by inserting the words "or chapter five hundred four A (504A)" after the words "four (504)".

Senator Neu offered the following amendment and moved its adoption:

Amend House File 663 on page 1, line 12, by inserting the words "or chapter five hundred four A (504A)" after the words "four (504)" and on page 2, line 7, by inserting the words "or chapter five hundred four A (504A)" after the words "four (504)".

The amendment was adopted.

Senator Lamborn offered the amendment filed by him on February 16, 1970, and found on pages 513 and 514 of the Senate Journal.

Senator Potgeter raised a point of order on the amendment for the reason that it was not germane to the bill.

The Chair ruled the point well taken and the amendment out of order.

President Jepsen took the chair at 2:55 p.m.

Senator Griffin moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 663) the vote was:

Ayes, 41:

Anderson	Erskine	Lange	Rabedeaux
Arbuckle	Frey	Lavery	Rigler
Bortell	Frommelt	Leonard	Schaben
Brownlee	Gaudineer	Mogged	Shaff
Clarke	Gilley	Ollenburg	Smith
Coleman	Glenn	O'Malley	Sullivan
Conklin	Griffin	Palmer	Thordsen
Curran	Keith	Parker	Van Gilst
DeHart	Kyhl	Potgeter	Walsh
DeKoster	Lamborn	Potter	Weimer
Denman			

Nays, 12:

Balloun	Hill	McGill	Nicholson
Bass	Klink	Messerly	Orr
Dodds	Lucken	Neu	Stephens

Absent or not voting, 8:

Briles	Doderer	Kosek	Reichardt
Davis	Hougen	Mowry	Shirley

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order House File 1016.

House File 1016

On motion of Senator Van Gilst, House File 1016, a bill for an act relating to the transportation of agricultural and horticultural products and livestock, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Van Gilst moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1016) the vote was:

Ayes, 51:

Anderson	Brownlee	Curran	Dodds
Arbuckle	Clarke	DeHart	Erskine
Balloun	Coleman	DeKoster	Frommelt
Bortell	Conklin	Denman	Gaudineer

Gilley	Lamborn	Nicholson	Schaben
Glenn	Lange	Ollenburg	Shaff
Griffin	Laverty	O'Malley	Shirley
Hill	Leonard	Orr	Stephens
Hougen	Lucken	Parker	Sullivan
Keith	McGill	Potgeter	Thordsen
Klink	Messerly	Rabedeaux	Van Gilst
Kosek	Mogged	Rigler	Walsh
Kyhl	Neu		Weimer

Nays, 1:

Bass

Voting present, 1:

Palmer

Absent or not voting, 8:

Briles	Doderer	Mowry	Reichardt
Davis	Frey	Potter	Smith

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order Senate File 1223.

Senate File 1223

On motion of Senator McGill, Senate File 1223, a bill for an act relating to conservation officers, was taken up and considered.

Senator McGill offered the following committee amendment and moved its adoption:

Amend Senate File 1223, page 1, line 6, by inserting after the word "agents" the following words "and conservation officers of adjoining states".

The Chair called for a division.

The amendment was adopted.

Senator McGill moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1223) the vote was:

Ayes, 37:

Anderson	Erskine	Lucken	Reichardt
Arbuckle	Gilley	McGill	Rigler
Balloun	Hougen	Messerly	Shaff
Bass	Keith	Mogged	Shirley
Bortell	Klink	Nicholson	Smith
Briles	Kosek	Ollenburg	Stephens
Clarke	Kyhl	O'Malley	Sullivan
Conklin	Lamborn	Parker	Thordsen
DeHart	Laverty	Rabedeaux	Van Gilst
DeKoster			

Nays, 18:

Brownlee	Frommelt	Leonard	Potgeter
Coleman	Gaudineer	Neu	Potter
Curran	Glenn	Orr	Schaben
Dodds	Hill	Palmer	Walsh
Doderer	Lange		

Absent or not voting, 6:

Davis	Frey	Mowry	Weimer
Denman	Griffin		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order Senate File 1230.

Senate File 1230

On motion of Senator Walsh, Senate File 1230, a bill for an act relating to disclosure of annual accounts and reports of the league of municipalities, was taken up and considered.

Senator Walsh moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1230) the vote was:

Ayes, 44:

Anderson	Gaudineer	Leonard	Rabedeaux
Arbuckle	Gilley	Lucken	Reichardt
Balloun	Glenn	McGill	Rigler
Bortell	Hill	Messerly	Schaben
Briles	Hougen	Mogged	Shaff
Clarke	Keith	Nicholson	Smith
Conklin	Klink	Ollenburg	Sullivan
Curran	Kyhl	Orr	Thordsen
Dodds	Lamborn	Parker	Van Gilst
Erskine	Lange	Potgeter	Walsh
Frey	Laverty	Potter	Weimer

Nays, 9:

Bass	DeHart	Kosek	Shirley
Coleman	Doderer	Neu	Stephens
Davis			

Absent or not voting, 8:

Brownlee	Denman	Griffin	O'Malley
DeKoster	Frommelt	Mowry	Palmer

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order Senate File 1067.

Senate File 1067

On motion of Senator Erskine, Senate File 1067, a bill for an act

relating to the identification of cattle for quarantine purposes for bovine brucellosis eradication, was taken up and considered.

Senator Erskine moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1067) the vote was:

Ayes, 49:

Anderson	Doderer	Lange	Rabedeaux
Arbuckle	Erskine	Leonard	Reichardt
Balloun	Frey	Lucken	Rigler
Bass	Gaudineer	McGill	Schaben
Bortell	Gilley	Messerly	Shaff
Briles	Glenn	Mogged	Shirley
Clarke	Hill	Neu	Smith
Coleman	Keith	Nicholson	Stephens
Conklin	Klink	Orr	Sullivan
Curran	Kosek	Parker	Thordsen
Davis	Kyhl	Potgeter	Van Gilst
DeHart	Lamborn	Potter	Walsh
Dodds			

Nays, none.

Absent or not voting, 12:

Brownlee	Frommelt	Laverty	O'Malley
DeKoster	Griffin	Mowry	Palmer
Denman	Hougen	Ollenburg	Weimer

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order Senate File 1168.

Senate File 1168

On motion of Senator Neu, Senate File 1168, a bill for an act relating to the state educational radio and television facility board, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Reichardt moved that Senate File 1168 be re-referred to the committee on higher education.

Senator Reichardt withdrew his motion to re-refer to committee.

SENATE FILE DEFERRED

Senator Reichardt moved that further action on **Senate File 1168** be deferred and that the bill be placed on the calendar under unfinished business, which motion prevailed.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up out of order Senate File 1186.

Senate File 1186

On motion of Senator Klink, Senate File 1186, a bill for an act relating to the use of dead animals, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Shirley offered the following amendment and moved its adoption:

Amend Senate File 1186, page 2, by striking in line 25 the word "or" and inserting in lieu thereof the word "and".

The amendment was adopted.

Senator Klink moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1186) the vote was:
Ayes, 49:

Anderson	Dodds	Lange	Rabedeaux
Arbuckle	Doderer	Leonard	Reichardt
Balloun	Erskine	Lucken	Rigler
Bass	Frommelt	McGill	Schaben
Bortell	Gaudineer	Messerly	Shirley
Briles	Gilley	Mogged	Smith
Brownlee	Glenn	Nicholson	Stephens
Clarke	Hill	Ollenburg	Sullivan
Coleman	Klink	Orr	Thordsen
Conklin	Kosek	Parker	Van Gilst
Curran	Kyhl	Potgeter	Walsh
Davis	Lamborn	Potter	Weimer
DeHart			

Nays, 2:

DeKoster Neu

Absent or not voting, 10:

Denman	Hougen	Mowry	Palmer
Frey	Keith	O'Malley	Shaff
Griffin	Laverty		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

SENATE FILE WITHDRAWN

Senator Balloun asked and received unanimous consent that **Senate File 1158** be withdrawn from further consideration of the Senate.

SPECIAL ORDERS

Senator Rigler asked and received unanimous consent that **Senate File 1236** be made a special order of business for Monday, March 2, 1970, at 10:00 a.m.

Senator Rigler asked and received unanimous consent that **Senate File 1251** be made a special order of business for Tuesday, March 3, 1970, at 9:00 a.m.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1198, a bill for an act relating to the sale and use of fertilizers and pesticides.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE MESSAGE CONSIDERED

House File 1198, a bill for an act relating to the sale and use of fertilizers and pesticides, creating a fertilizer and pesticide review board and making an appropriation therefor.

Read first time and **passed on file.**

INTRODUCTION OF BILLS

Senate File 1257, by committee on agriculture, a bill for an act relating to the eradication of hog cholera.

Read first time and **placed on calendar.**

Senate File 1258, by committee on social services (committee on social services), a bill for an act relating to the definition, licensing, inspection, and regulation of health care facilities, and providing for adoption of rules, enforcement procedures, and penalties.

Read first time and **placed on calendar.**

BILLS ASSIGNED TO COMMITTEE

President Jepsen announced the assignment of the following bills to committee:

- S. F. 1252 Social services
- S. F. 1253 Commerce
- S. F. 1256 Schools
- H. F. 1198 Environmental preservation

- H. F. 1211 Cities and towns
 H. F. 1251 Human and industrial relations
 H. F. 1277 Law enforcement

SENATE CONCURRENT RESOLUTION 111

By Rigler and Frommelt

Be It Resolved by the Senate, the House Concurring: That the President of the Senate and the Speaker of the House of Representatives be presented with the chairs occupied by them during the Sixty-third General Assembly, and that the custodian of the State House be instructed to crate such chairs for shipment to the home residence of the President of the Senate and the Speaker of the House.

Be It Further Resolved: That the Secretary of the Senate and the Chief Clerk of the House be authorized and directed to procure suitable name plates to be properly engraved and attached to the chairs.

COMMUNICATION FROM THE SECRETARY OF STATE

February 23, 1970

Mr. Carroll Lane
 Secretary of the Senate
 State Capitol Building
 Des Moines, Iowa 50319

I hereby certify that Senate File 1088 was published in The Washington Evening Journal, Washington, Iowa, February 17, 1970, and in The Clinton Herald, Clinton, Iowa, February 18, 1970.

I further certify that House File 1020 was published in the Davis County Republican, Bloomfield, Iowa, February 17, 1970, and in the Ottumwa Courier, Ottumwa, Iowa, February 16, 1970.

Respectfully submitted,
 MELVIN D. SYNHORST
 Secretary of State

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which House File 91 failed to pass the Senate.

THOMAS J. FREY

REPORTS OF COMMITTEE

Senator Stephens submitted the following reports:

MR. PRESIDENT: Your committee on agriculture, to which was referred **House File 491**, a bill for an act to authorize the establishment of rural water districts, to prescribe the procedure therefor, and relating to the purpose and manner of operation of such districts, begs leave to report it has had the same under consideration and recommends the same *do pass*.

RICHARD L. STEPHENS, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on agriculture, to which was referred

House File 803, a bill for an act relating to the vending of foods and beverages, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

RICHARD L. STEPHENS, Chairman

Ordered passed on file.

*Denotes a unanimous committee vote.

AMENDMENTS FILED

- 1 Amend the committee on commerce amendment
- 2 to Senate File 121, filed May 9, 1969, found on pages
- 3 1538 through 1542 of the Senate Journal as follows:
- 4 1. By striking lines 86 through 97 and inserting
- 5 in lieu thereof the following section:
- 6 "Sec. 6. All applicants for a license as a
- 7 licensed accountant shall be required to pass a
- 8 written examination prepared by the national society of
- 9 public accountants which shall be given by the board
- 10 at least twice each calendar year. The board shall
- 11 apply the standards of the national society of public
- 12 accountants to grade such examinations and to determine
- 13 if an applicant has passed. The board shall make
- 14 such provisions for re-examination of those applicants
- 15 failing to pass such examinations and which determination
- 16 shall be in the best interests of the public and
- 17 accounting profession."
- 18 2. Line 113, by inserting before the word "may"
- 19 the word "it".
- 20 3. Line 148, by striking the word "of" and
- 21 inserting in lieu thereof the words "and examination
- 22 requirements for".

HAROLD A. THORSEN

- 1 Amend Senate File 550 as follows:
- 2 1. Page 6, line 24, by striking the figure "1969" and
- 3 inserting in lieu thereof the figure "1970".
- 4 2. Page 9, line 1, by striking the word and figure
- 5 "twelve (12)" and inserting the word and figure "eleven (11)".

JAMES W. GRIFFIN, SR.

- 1 Amend Senate File 1168, page 1, by adding after line 10
- 2 the following sentence: "However, the Executive Council shall
- 3 first approve the site upon which administrative offices and
- 4 production facilities shall be located."

ARTHUR A. NEU
LEE H. GAUDINEER, JR.
FRANCIS MESSERLY

- 1 Amend House File 589, page 1, line 9, by striking
- 2 the word "shall" and inserting in lieu thereof the
- 3 word "may".

ROGER J. SHAFF

On motion of Senator Rigler, the Senate adjourned until 9:00 a.m., Thursday, February 26, 1970.

JOURNAL OF THE SENATE

FORTY-SIXTH DAY

SENATE CHAMBER,
DES MOINES, IOWA, THURSDAY, FEBRUARY 26, 1970.

The Senate met in regular session, President Jepsen presiding.

Prayer was offered by Monsignor J. A. Wagner, pastor of the St. Mary of the Assumption Church, West Point, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Wednesday, February 25, 1970, was approved.

SPECIAL GUEST

President Jepsen presented to the Senate his son, Private First Class Jeffrey William Jepsen, who just completed United States Army medical combat training, and whose first tour of duty will be in Vietnam.

VISITORS

Ninety-five students from Newton Senior High School, Newton, Iowa, accompanied by Mr. Coppinger and Mr. Poe.

CONSIDERATION OF BILLS

Senate File 1197

On motion of Senator Walsh, Senate File 1197, a bill for an act relating to municipal court clerks and bailiffs, was taken up and considered.

Senator Doderer offered the following amendment filed by Senators Doderer, et al., and moved its adoption:

Amend Senate File 1197 as follows:

Division 1.

1. Page 1, line 11, by striking the words "city council" and inserting in lieu thereof the words "judge of a single-judge or the several judges of a multiple-judge municipal court".

Division 2.

2. Page 1, by adding after line 12 the following new section:

"Sec. 2. For the fiscal year beginning July 1, 1970, the annual salary of municipal court clerks and bailiffs is increased two thousand one hundred dollars above the salary in effect on July 1, 1969. Thereafter, the provisions of section six hundred two point forty-nine (602.49) of the Code, as amended by this Act, shall apply."

Division was called for.

The amendment lost.

Senator Walsh offered the following amendment and moved its adoption:

Amend Senate File 1197, page 1, line 11, by inserting after the word "shall" the words ", subject to the approval of the board of supervisors,".

The amendment was adopted.

Senator Walsh offered the following amendment by Senators Walsh and Mowry and moved its adoption:

Amend Senate File 1197 by adding after line 12, the following new section:

This Act being deemed of immediate importance shall be in full force and effect from and after its publication in The Telegraph-Herald, a newspaper published at Dubuque, Iowa and the Marshalltown Times-Republican, a newspaper published at Marshalltown, Iowa.

The amendment was adopted.

Senator O'Malley moved to reconsider the vote by which the Doderer, et al., amendment failed to be adopted by the Senate.

Division was called for.

The motion prevailed and the amendment was reconsidered.

Senator Walsh called for a division of the amendment, section 1 to be considered as division 1, and section 2, as division 2.

Senator Doderer asked and received unanimous consent to withdraw division 1 of the amendment.

Senator Doderer moved the adoption of division 2 of the amendment.

Division was called for.

Division 2 of the amendment was adopted.

Senator Walsh moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1197) the vote was:

Ayes, 52:

Anderson	Brownlee	Davis	Doderer
Arbuckle	Clarke	DeHart	Erskine
Balloun	Coleman	DeKoster	Frey
Bass	Conklin	Denman	Frommelt
Bortell	Curran	Dodds	Gaudineer

Gilley	Lange	Nicholson	Schaben
Glenn	Laverty	Ollenburg	Shaff
Hill	Leonard	O'Malley	Shirley
Hougen	McGill	Orr	Sullivan
Klink	Messerly	Palmer	Thordsen
Kosek	Mogged	Parker	Van Gilst
Kyhl	Mowry	Rabedeaux	Walsh
Lamborn	Neu	Rigler	Weimer

Nays, 5:

Lucken	Potter	Smith	Stephens
Potgeter			

Absent or not voting, 4:

Briles	Griffin	Keith	Reichardt
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Walsh moved that the vote by which Senate File 1197 passed the Senate be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

CALL OF THE SENATE

The Chair announced the following Call of the Senate and directed the Secretary to call the roll:

MR. PRESIDENT: Pursuant to Rule 19 of the Rules of Procedure of the Sixty-third General Assembly, we, the undersigned, request a Call of the Senate on Senate File 1098 and all amendments and motions thereto.

FRANCIS MESSERLY	MINNETTE DODERER
ALAN SHIRLEY	J. DONALD WEIMER
ANDREW FROMMELT	CHARLES LAVERTY
ROBERT RIGLER	DONALD MCGILL
PEARLE DeHART	LEIGH CURRAN
WILLIAM PALMER	ERNEST KOSEK
GEORGE O'MALLEY	JOAN ORR
	GENE GLENN

Roll call revealed all members present with the exception of Senators Griffin and Smith.

The Chair directed the Sergeant-at-Arms to locate the absent Senators.

Senator Rigler asked and received unanimous consent that Senators Griffin and Smith be temporarily excused from the Call.

MOTION TO RECONSIDER ADOPTED

Senator Frommelt called up the following motion filed by him on February 9, 1970:

MR. PRESIDENT: I move to reconsider the vote by which Senate File 1098 passed the Senate.

President pro tempore Lange took the chair at 10:50 a.m.

Senator Frommelt moved the adoption of the motion and requested a roll call.

On the question "Shall the motion to reconsider be adopted?" (S.F. 1098) the vote was:

Ayes, 34:

Bass	Erskine	Messerly	Rigler
Bortell	Frommelt	Mogged	Schaben
Conklin	Gaudineer	Neu	Shaff
Curran	Glenn	O'Malley	Shirley
Davis	Hougen	Orr	Thordsen
DeHart	Kosek	Palmer	Van Gilst
DeKoster	Lange	Rabedeaux	Walsh
Denman	Laverty	Reichardt	Weimer
Doderer	McGill		

Nays, 27:

Anderson	Dodds	Kyhl	Parker
Arbuckle	Frey	Lamborn	Potgeter
Balloun	Gilley	Leonard	Potter
Briles	Griffin	Lucken	Smith
Brownlee	Hill	Mowry	Stephens
Clarke	Keith	Nicholson	Sullivan
Coleman	Klink	Ollenburg	

The motion prevailed.

Senator Coleman moved to reconsider the vote by which Senate File 1098 went to its last reading.

Roll call was requested.

On the question "Shall the vote by which the bill went to its last reading be reconsidered?" (S.F. 1098) the vote was:

Ayes, 34:

Anderson	Denman	Kyhl	Parker
Arbuckle	Dodds	Lamborn	Potgeter
Balloun	Doderer	Lucken	Potter
Bass	Frey	Mowry	Schaben
Bortell	Gilley	Nicholson	Shirley
Briles	Glenn	Ollenburg	Stephens
Brownlee	Hill	Orr	Sullivan
Clarke	Keith	Palmer	Van Gilst
Coleman	Klink		

Nays, 26:

Conklin	Gaudineer	McGill	Reichardt
Curran	Griffin	Messerly	Rigler
Davis	Hougen	Mogged	Shaff
DeHart	Kosek	Neu	Thordsen
DeKoster	Lange	O'Malley	Walsh
Erskine	Laverty	Rabedeaux	Weimer
Frommelt	Leonard		

Absent or not voting, 1:
Smith

The motion prevailed.

CONSIDERATION OF BILL

Senate File 1098

On motion of Senator Clarke, Senate File 1098, a bill for an act relating to the installation of limited access diagonal highways and highway placement, was taken up for further consideration.

Senator Clarke moved to reconsider the vote by which the following amendment was adopted by the Senate, which motion prevailed:

Amend Senate File 1098, page 1, by striking lines 4 through 20 inclusive, and by inserting in lieu thereof the following new section:

Section 1. Chapter three hundred six (306), Code 1966, is hereby amended by adding thereto the following:

"In areas of the state where the majority of highways are laid out on a grid system oriented on cardinal points, it shall be illegal to establish a limited access highway or section of highway, which extends in a diagonal direction for a distance of more than five miles at an angle of less than forty-five degrees with reference to the prevailing direction of the highway except with the approval of the general assembly by concurrent resolution or except where the highway is located parallel and adjacent to some previously existing physical feature which divides properties diagonally.

In establishing the location of any highway, the highway authority shall consider the conservation of productive agricultural lands in evaluation of the location feasibility."

Senator Clarke offered the following amendment to the amendment:

Amend the Clarke amendment to Senate File 1098, filed on February 9, 1970, and found on pages 404 and 405 of the Senate Journal, as follows:

By striking lines 6 through 17 and by inserting in lieu thereof the following: "Before acquiring right-of-way to construct a limited access highway between two control points more than five miles apart, except when such proposed highway is located parallel and adjacent to some previously existing physical feature which divides properties diagonally or except with the approval of the general assembly by concurrent resolution, the highway authority is limited to the length of diagonal highway between said points to the shortest length of a semi-cardinal (45°) diagonal line drawn from one of them to a line drawn in a cardinal direction from the other; then those straight portions of said highway

between said points which are not themselves in a cardinal direction shall not in total exceed said shortest length. In event of conflict in applying this rule, distant control points shall prevail over closer control points."

(Consideration of Senate File 1098 pending at recess.)

On motion of Senator Rigler, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President pro tempore Lange presiding.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has refused to concur in Senate amendment to House amendment to the following bill in which the concurrence of the House was asked:

Senate File 628, a bill for an act to establish definition and standards for frozen desserts.

WILLIAM R. KENDRICK, Chief Clerk

INTRODUCTION OF BILLS

Senate File 1259, by Senator Conklin, a bill for an act relating to the granting of professional licenses.

Read first time and **passed on file**.

Senate File 1260, by Senator Arbuckle, a bill for an act relating to credit charges on retail installment sales transactions and installment loans by banks.

Read first time and **passed on file**.

Senate File 1261, by Senator Erskine (Shaw), a bill for an act relating to the imposition of an annual registration fee upon all motorboats and sailboats in lieu of personal property taxes.

Read first time and **passed on file**.

CALL OF THE SENATE

Senate File 1098

The Chair announced the Call of the Senate still in effect on Senate File 1098 and directed the Secretary to call the roll.

Roll call revealed all members present.

The Senate resumed consideration of the Clarke amendment to the amendment.

Senator Clarke moved the adoption of the amendment to the amendment and called for a division.

The amendment to the amendment was adopted.

Senator Rigler asked and received unanimous consent that Senator Messerly be excused from the Call of the Senate because of illness.

Senator Clarke moved the adoption of the amendment as amended.

Roll call was requested.

On the question "Shall the amendment as amended be adopted?" (S.F. 1098) the vote was:

Ayes, 32:

Anderson	Coleman	Kyhl	Potgeter
Arbuckle	Dodds	Lamborn	Potter
Balloun	Doderer	Lucken	Shaff
Bass	Frey	Mowry	Shirley
Bortell	Frommelt	Nicholson	Smith
Briles	Gilley	Ollenburg	Stephens
Brownlee	Keith	Palmer	Sullivan
Clarke	Klink	Parker	Van Gilst

Nays, 28:

Conklin	Gaudineer	Laverty	Rabedaux
Curran	Glenn	Leonard	Reichardt
Davis	Griffin	McGill	Rigler
DeHart	Hill	Mogged	Schaben
DeKoster	Hougen	Neu	Thordsen
Denman	Kosek	O'Malley	Walsh
Erskine	Lange	Orr	Weimer

Absent or not voting, 1:

Messerly

The amendment as amended was adopted.

Senator Clarke moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1098) the vote was:

Ayes, 27:

Anderson	Clarke	Klink	Parker
Arbuckle	Coleman	Kyhl	Potgeter
Balloun	Dodds	Lamborn	Potter
Bass	Frey	Lucken	Smith
Bortell	Gilley	Mowry	Stephens
Briles	Hill	Nicholson	Sullivan
Brownlee	Keith	Ollenburg	

Nays, 33:

Conklin	Curran	Davis	DeHart
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DeKoster	Griffin	Mogged	Rigler
Denman	Hougen	Neu	Schaben
Doderer	Kosek	O'Malley	Shaff
Erskine	Lange	Orr	Shirley
Frommelt	Laverty	Palmer	Thordsen
Gaudineer	Leonard	Rabedeaux	Van Gilst
Glenn	McGill	Reichardt	Walsh
			Weimer

Absent or not voting, 1:

Messerly

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

SENATE INSISTS

House File 1176

Senator Hougen called up House File 1176, a bill for an act relating to the Iowa public employees' retirement system, wages covered and the payment of benefits under such system, amended by the Senate, and moved that the Senate recede from its amendment.

Roll call was requested.

On the question "Shall the Senate recede from its amendment?" (H.F. 1176) the vote was:

Ayes, 17:

Anderson	Gilley	Messerly	Parker
Bortell	Hougen	Mogged	Rigler
Briles	Klink	Mowry	Smith
Brownlee	Kosek	Nicholson	Thordsen
DeKoster			

Nays, 42:

Arbuckle	Frey	Leonard	Rabedeaux
Balloun	Frommelt	Lucken	Reichardt
Bass	Gaudineer	McGill	Schaben
Coleman	Glenn	Neu	Shaff
Conklin	Griffin	Ollenburg	Shirley
Curran	Hill	O'Malley	Stephens
Davis	Keith	Orr	Sullivan
DeHart	Kyhl	Palmer	Van Gilst
Denman	Lamborn	Potgeter	Walsh
Dodds	Lange	Potter	Weimer
Doderer	Laverty		

Absent or not voting, 2:

Clarke Erskine

The motion lost and the Senate insisted on its amendment.

UNFINISHED BUSINESS

Senate File 1168

On motion of Senator Neu, Senate File 1168, a bill for an act relating to the state educational radio and television facility board, was taken up for further consideration.

Senator Neu offered the following amendment filed by Senators Neu, et al., and moved its adoption:

Amend Senate File 1168, page 1, by adding after line 10 the following sentence: "However, the Executive Council shall first approve the site upon which administrative offices and production facilities shall be located."

The amendment was adopted.

Senator Neu moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1168) the vote was:

Ayes, 49:

Anderson	Dodds	Kosek	Orr
Arbuckle	Doderer	Kyhl	Parker
Balloun	Frey	Lamborn	Potgeter
Bass	Frommelt	Lange	Potter
Bortell	Gaudineer	Laverty	Rabedeaux
Briles	Gilley	Leonard	Rigler
Brownlee	Glenn	Lucken	Shaff
Conklin	Griffin	McGill	Shirley
Curran	Hill	Mogged	Smith
Davis	Hougen	Neu	Thordsen
DeHart	Keith	Nicholson	Walsh
DeKoster	Klink	Ollenburg	Weimer
Denman			

Nays, 5:

Coleman	Reichardt	Schaben	Sullivan
Mowry			

Voting present, 2:

O'Malley	Stephens
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Absent or not voting, 5:

Clarke	Messerly	Palmer	Van Gilst
Erskine			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

APPOINTMENT OF CONFERENCE COMMITTEE

President pro tempore Lange announced the appointment of the following conference committee on **House File 1176**, on the part of the Senate: Senators Frommelt, chairman; Gilley, Griffin and Lange.

SENATE FILE RE-REFERRED TO COMMITTEE

Senator Rigler asked unanimous consent that **Senate File 550** be re-referred to the committee on commerce.

Objection was raised by Senator Glenn.

Senator Rigler moved that Senate File 550 be re-referred to the committee on commerce.

The motion prevailed and the bill was re-referred to the committee on **commerce**.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up out of order Senate File 1127.

Senate File 1127

On motion of Senator Mowry, Senate File 1127, a bill for an act relating to the appropriation to the supreme court made by the Sixty-third General Assembly, First Session, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Mowry moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1127) the vote was:

Ayes, 52:

Anderson	Frey	Lange	Potgeter
Arbuckle	Frommelt	Laverty	Potter
Balloun	Gaudineer	Leonard	Rabedeaux
Bass	Gilley	Lucken	Reichardt
Bortell	Glenn	McGill	Rigler
Briles	Griffin	Mogged	Shaff
Brownlee	Hill	Mowry	Shirley
Coleman	Hougen	Neu	Smith
Conklin	Keith	Nicholson	Stephens
Curran	Klink	Ollenburg	Sullivan
DeHart	Kosek	O'Malley	Thordsen
DeKoster	Kyhl	Orr	Walsh
Dodds	Lamborn	Parker	Weimer

Nays, none.

Absent or not voting, 9:

Clarke	Doderer	Messerly	Schaben
Davis	Erskine	Palmer	Van Gilst
Denman			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has concurred in Senate amendment to and passed the following bill in which the concurrence of the House was asked:

House File 720, a bill for an act relating to the crimes of eavesdropping and wiretapping.

Also: That the House has concurred in Senate amendment to House amendment and passed the following bill in which the concurrence of the House was asked:

Senate File 1083, a bill for an act to revise, update, and correct certain sections of the Code of Iowa relating to schools.

WILLIAM R. KENDRICK, Chief Clerk

REPORTS OF COMMITTEES

Senator Clarke submitted the following reports:

MR. PRESIDENT: Your committee on state government, to which was referred **Senate File 58**, a bill for an act relating to the compensation for members of examining boards, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

Senate File 58 is hereby amended by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section one hundred fourteen point eight (114.8), Code 1966, as amended by chapter one hundred fifty (150), section one (1), Acts of the Sixty-second General Assembly, is hereby amended as follows:

1. By striking lines one (1), two (2), and three (3) and inserting in lieu thereof the words "Members of the board shall set their own per diem compensation at a rate not exceeding forty dollars per day for the".

2. By striking from line eight (8) the words "his duties" and inserting in lieu thereof the words "their duties within the limits of their available funds".

Sec. 2. Section one hundred fifteen point three (115.3), Code 1966, is hereby amended as follows:

1. By striking from lines three (3) and four (4) the words "receive for their services only" and inserting in lieu thereof the words "set their own per diem compensation at a rate not exceeding forty dollars per day for each day actually engaged in the discharge of their duties, and".

2. By inserting in line five (5) after the word "such" the words "per diem and".

3. By inserting in line six (6) after the word "hereunder" the words "within the limits of their available funds".

Sec. 3. Section one hundred sixteen point four (116.4), Code 1966, is hereby amended as follows:

1. By striking lines one (1), two (2), and three (3) and inserting in lieu thereof the words "Members of the board of accountancy shall set their own per diem compensation at a rate not exceeding forty dollars per day for each day actually engaged in the discharge of their duties, and the members".

2. By inserting in line six (6) after the word "duties" the words "within the limits of their available funds".

3. By inserting in line six (6) after the words "for the" the words "per diem and".

Sec. 4. Section one hundred seventeen point twelve (117.12), Code 1966, is hereby amended as follows:

1. By striking lines one (1) through four (4), inclusive, and inserting in lieu thereof the words "Members of the commission shall set their own per diem compensation at a rate not exceeding forty dollars per day for each day actually engaged in the discharge of their duties and".

2. By striking from line five (5) the word "his" and inserting in lieu thereof the word "their".

3. By striking from line six (6) the words "his office" and inserting in lieu thereof the words "their office within the limits of the available funds".

4. By striking lines seven (7), eight (8), and nine (9).

Sec. 5. Section one hundred eighteen point twelve (118.12), Code 1966, is hereby amended as follows:

1. By inserting in line two (2) after the word "shall" the words "set their own per diem compensation at a rate not exceeding forty dollars per day for each day actually engaged in the discharge of their duties, and shall".

2. By striking from line seven (7) the word "from" and inserting in lieu thereof the words "within the limits of the available".

Sec. 6. Section one hundred twenty point three (120.3), subsection two (2), Code 1966, as amended by House File 785, Acts of the Sixty-third General Assembly, Second Session, is hereby amended as follows:

1. By striking lines fifteen (15) through nineteen (19), inclusive, and inserting in lieu thereof the following:

"times. Members of the board shall set their own per diem compensation at a rate not exceeding forty dollars per day for each day actually engaged in the discharge of their duties, and".

2. By striking from line twenty-one (21) the words "in attending the meeting" and inserting in lieu thereof the words "within the limits of their available funds".

Sec. 7. Section one hundred forty-six point eleven (146.11), Code 1966, is hereby amended as follows:

1. By striking line one (1).

2. By striking from line two (2) the word "member" and inserting in lieu thereof the word "Members".

3. By striking from lines three (3) and four (4) the words "receive fifteen" and inserting in lieu thereof the words "set their own per diem compensation at a rate not exceeding forty".

4. By striking from line five (5) the word "his" and inserting in lieu thereof the word "their".

5. By inserting in line eleven (11) after the word "examinations" the words "within the limits of their available funds".

Sec. 8. Section one hundred forty-seven point twenty-four (147.24), Code 1966, is hereby amended as follows:

1. By striking from line one (1) the words "Each member" and inserting in lieu thereof the word "Members".

2. By striking from lines three (3) and four (4) the words "receive twenty-five" and inserting in lieu thereof the words "set their own per diem compensation at a rate not exceeding forty".

3. By striking from line five (5) the word "his" and inserting in lieu thereof the word "their".

4. By inserting in line twelve (12) after the word "examinations" the words ", within the limits of their available funds".

Sec. 9. Section one hundred sixty-nine point eighteen (169.18), Code 1966, is hereby amended as follows:

1. By striking from line one (1) the words "Each member" and inserting in lieu thereof the word "Members".

2. By striking from lines three (3) and four (4) the words "receive twenty-five" and inserting in lieu thereof the words "set their own per diem compensation at a rate not exceeding forty".

3. By striking from line five (5) the word "his" and inserting in lieu thereof the word "their".

4. By inserting in line twelve (12) before the period the words "within the limits of their available funds".

Sec. 10. The provisions of this Act shall become effective July 1, 1971.

HUGH H. CLARKE, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on state government, to which was referred **House File 1088**, a bill for an act relating to the term of office of the president of state fair board, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

HUGH H. CLARKE, Chairman

Ordered passed on file.

Senator Lamborn submitted the following report:

MR. PRESIDENT: Your committee on transportation, to which was referred **House File 1005**, a bill for an act relating to the operation of motor vehicles in cities and towns, begs leave to report it has had the same under consideration and recommends the same **do pass**.

CLIFTON C. LAMBORN, Chairman

Ordered passed on file.

Senator Shaff submitted the following report:

MR. PRESIDENT: Your committee on ways and means, to which was referred **House File 1060**, a bill for an act providing an exemption from state income tax for active duty military service, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

ROGER J. SHAFF, Chairman

Ordered passed on file.

*Denotes a unanimous committee vote.

AMENDMENTS FILED

- 1 Amend the judiciary committee amendment to Senate File
- 2 253, filed February 20, 1970, found on pages 585 and 586

3 of the Senate Journal, as follows:

4 1. By inserting after line 20 the following new subsection:

5 "5. All of the judges in a judicial district may,
6 by joint order, increase the annual salary of a full-time
7 shorthand reporter in that district for merit or length of
8 service by an additional amount not to exceed ten percent
9 of such reporter's annual salary."

10 2. By inserting in line 32 after the word "dollars." the
11 following sentence:

12 "All of the judges of a municipal court may, by joint
13 order, increase the salary of a full-time shorthand reporter
14 in that court for merit or length of service by an addi-
15 tional amount, not to exceed ten per cent of such reporter's
16 annual salary."

LEE H. GAUDINEER, JR.

1 Amend Senate File 1157 by striking all after the enact-
2 ing clause and inserting in lieu thereof the following:

3 Section 1. Chapter three hundred six (306), Code 1966,
4 is hereby amended by adding the following new section:

5 "The board or commission having jurisdiction and control
6 over any highway in the state, or the chief engineer of said
7 board or commission when delegated by such board or commission,
8 may temporarily close sections of a highway when reasonably
9 necessary because of construction, reconstruction, maintenance
10 or natural disaster and shall cause to be erected "road closed—
11 enter at your own risk" signs and partial or total barricades
12 in the roadway at each end of the closed highway section and
13 on the closed highway where that highway is intersected by
14 other highways if such intersection remains open. The board
15 or commission having jurisdiction over a section of highway
16 closed in accordance with the provisions of this Act, or the
17 persons or contractors employed to carry out the construction,
18 reconstruction, or maintenance of the closed section of highway,
19 shall not be liable for any damages to any vehicle that enters
20 the closed section of highway or the contents of such vehicle
21 or for any injuries to any person that enters the closed section
22 of highway, unless the damages are caused by gross negligence of
23 the board, commission or contractor.

24 Nothing herein shall be construed to prohibit or
25 deny any person from gaining lawful access to his property
26 or residence."

LUCAS J. DeKOSTER

1 Amend the Hill, Rigler and Gaudineer amendment to Senate
2 File 1237, filed February 23, 1970, and found on page 604
3 of the Senate Journal, as follows:

4 1. Line 22, by striking the comma after the word "Dallas"
5 and inserting in lieu thereof a period.

6 2. By striking line 23.

7 3. By adding the following after line 43: "The thirteenth
8 district shall consist of the county of Polk."

ALAN SHIRLEY
GLEN E. BORTELL
CHARLES O. LAVERTY
WILLIAM D. PALMER
WILLIAM F. DENMAN
WILLIAM J. REICHARDT
GEORGE E. O'MALLEY

1 Amend Senate File 1257, page 1, by striking lines 7 through 17,
2 inclusive, and renumbering the subsections.

JAMES E. BRILES

1 Amend House File 491, as amended and passed by the House, as
2 follows:

3 1. Page 6, by inserting at the end of line 7 the word "or".
4 2. Page 6, by striking from line 8 the words " or by eminent
5 domain proceedings,"
6 3. Page 6, by inserting at the end of line 10 the words " , to
7 acquire easements for water lines by condemnation proceedings,".

WAYNE D. KEITH

1 Amend House File 1137 as follows:

2 1. By striking on page 2, lines 34 and 35, and on page 3,
3 lines 1 through 3, and inserting in lieu thereof the following:
4 "6. 'Community' means the franchisee's area of responsibility
5 as stipulated in the franchise."
6 2. By adding to section 1 after line 4 on page 3 the following
7 new subsection:
8 "8. 'Consumer care' means to perform, for the public, neces-
9 sary maintenance and repairs to motor vehicles."
10 3. By adding to section 8 after line 8 on page 5 the follow-
11 ing new paragraph:
12 "Nothing contained in this Act shall be construed to require
13 or authorize any investigation by the commission of any matter
14 before the commission under this Act. Upon hearing, the commis-
15 sion shall hear the evidence introduced by the parties and shall
16 make its decision solely upon the record so made."
17 4. By adding after the word "The" on page 5, line 28, the
18 word "sole".
19 5. By striking the period on page 6, line 12, and adding
20 the following: "unless the transfer of the franchisee's license
21 under chapter three hundred twenty-two (322) of the Code is denied
22 or the new owner is unable to obtain a license under chapter
23 three hundred twenty-two (322) of the Code, as the case may be."
24 6. By striking on page 6, line 35, and on page 7, lines 1
25 through 4, and inserting in lieu thereof the following:
26 "5. Whether the franchisee has adequate motor vehicle service
27 facilities, equipment, parts and qualified service personnel to
28 reasonably provide consumer care for the motor vehicles sold at
29 retail by the franchisee."
30 7. By adding to section 14 the following new subsections:
31 "6. Whether the franchisee refuses to honor warranties of the
32 franchisor to be performed by the franchisee, provided that the

33 franchisor reimburses the franchisee for such warranty work per-
34 formed by the franchisee.

35 7. Except as provided in section ten (10) of this Act, fail-
36 ure by the franchisee to substantially comply with those require-
37 ments of the franchise which are determined by the commission to
38 be reasonable and material.

39 8. Except as provided in section ten (10) of this Act, bad
40 faith by the franchisee in complying with those terms of the
41 franchise which are determined by the commission to be reasonable
42 and material."

43 8. By adding to section 15 after line 18 on page 7 the fol-
44 lowing new subsection:

45 "6. Whether the franchisees of the same line-make in that
46 community are providing adequate consumer care for the motor
47 vehicles of the line-make which shall include the adequacy of motor
48 vehicle service facilities, equipment, supply of parts and quali-
49 fied service personnel."

WILLIAM F. DENMAN
LUCAS J. DeKOSTER
VERNON H. KYHL

On motion of Senator Rigler, the Senate adjourned until 9:00
a.m., Friday, February 27, 1970.

JOURNAL OF THE SENATE

FORTY-SEVENTH DAY

SENATE CHAMBER,
DES MOINES, IOWA, FRIDAY, FEBRUARY 27, 1970.

The Senate met in regular session, President Jepsen presiding.

Prayer was offered by the Reverend Don Burch, pastor of the St. John's Lutheran Church, May City, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Thursday, February 26, 1970, was approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Messerly for the day because of illness on request of Senator Rigler.

VISITORS

Thirty students from Decorah, Charles City and Waukon accompanied by Ernestine Holzer, Alline Staveley and Maxine Swiggum.

SENATE INSISTS

Senate File 628

Senator Stephens called up Senate File 628, a bill for an act to establish definitions and standards for frozen desserts, amended by the House, further amended by the Senate, and moved that the Senate insist on its amendment to the House amendment.

The motion prevailed and the Senate insists on its amendment.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up out of order Senate File 1192.

Senate File 1192

On motion of Senator Parker, Senate File 1192, a bill for an act relating to the licensing of dogs and their immunization against rabies, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

SUBSTITUTION

Senator Parker asked and received unanimous consent that **House File 1216** be substituted for **Senate File 1192**.

CONSIDERATION OF BILLS

House File 1216

On motion of Senator Parker, House File 1216, a bill for an act relating to the licensing of dogs and their immunization against rabies, was taken up and considered.

Senator Parker moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1216) the vote was:

Ayes, 53:

Anderson	Dodds	Lamborn	Potgeter
Arbuckle	Erskine	Lange	Rabedeaux
Balloun	Frommelt	Laverty	Rigler
Bass	Gaudineer	Leonard	Schaben
Bortell	Gilley	Lucken	Shaff
Briles	Glenn	McGill	Shirley
Clarke	Griffin	Mowry	Smith
Coleman	Hill	Neu	Stephens
Conklin	Hougen	Nicholson	Sullivan
Curran	Keith	Ollenburg	Thordsen
Davis	Klink	O'Malley	Van Gilst
DeHart	Kosek	Orr	Walsh
DeKoster	Kyhl	Parker	Weimer
Denman			

Nays, none.

Absent or not voting, 8:

Brownlee	Frey	Mogged	Potter
Doderer	Messerly	Palmer	Reichardt

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

SENATE FILE WITHDRAWN

Senator Parker asked and received unanimous consent that **Senate File 1192** be withdrawn from further consideration of the Senate.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up out of order Senate File 421.

Senate File 421

On motion of Senator Dodds, Senate File 421, a bill for an act

relating to the amount of credit life insurance that can be sold to a debtor, with reports of committee recommending passage, was taken up, considered, and the reports of the committee adopted.

Senator Dodds moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 421) the vote was:

Ayes, 50:

Anderson	Denman	Lange	Potgeter
Arbuckle	Dodds	Laverty	Rabedeaux
Balloun	Erskine	Leonard	Rigler
Bass	Frommelt	McGill	Schaben
Bortell	Gaudineer	Mowry	Shaff
Briles	Gilley	Neu	Shirley
Clarke	Glenn	Nicholson	Smith
Coleman	Griffin	Ollenburg	Sullivan
Conklin	Hougen	O'Malley	Thordsen
Curran	Keith	Orr	Van Gilst
Davis	Kosek	Palmer	Walsh
DeHart	Kyhl	Parker	Weimer
DeKoster	Lamborn		

Nays, 1:

Hill

Voting present, 2:

Lucken Stephens

Absent or not voting, 8:

Brownlee	Frey	Messery	Potter
Doderer	Klink	Mogged	Reichardt

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order Senate File 1141.

Senate File 1141

On motion of Senator Gaudineer, Senate File 1141, a bill for an act relating to the real property tax credit provided for disabled veterans, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Gaudineer moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1141) the vote was:

Ayes, 47:

Anderson	Bass	Clarke	Curran
Arbuckle	Bortell	Coleman	DeHart
Balloun	Briles	Conklin	DeKoster

Denman	Keith	Neu	Rigler
Dodds	Kosek	Nicholson	Schaben
Erskine	Kyhl	Ollenburg	Shaff
Frommelt	Lamborn	O'Malley	Smith
Gaudineer	Lange	Orr	Stephens
Gilley	Laverty	Parker	Sullivan
Glenn	Leonard	Palmer	Thordsen
Griffin	Lucken	Potgeter	Van Gilst
	Mowry	Rabedeaux	Walsh

Nays, none.

Absent or not voting, 14:

Brownlee	Hill	Messerly	Reichardt
Davis	Hougen	Mogged	Shirley
Doderer	Klink	Potter	Weimer
Frey	McGill		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order Senate File 460.

Senate File 460

On motion of Senator Conklin, Senate File 460, a bill for an act relating to the fee for filing notice of corporate dissolution, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Conklin moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 460) the vote was:

Ayes, 52:

Anderson	Dodds	Lange	Potgeter
Arbuckle	Erskine	Laverty	Rabedeaux
Balloun	Frey	Leonard	Rigler
Bass	Frommelt	Lucken	Schaben
Bortell	Gaudineer	McGill	Shaff
Briles	Gilley	Mowry	Shirley
Clarke	Glenn	Neu	Smith
Coleman	Griffin	Nicholson	Stephens
Conklin	Keith	Ollenburg	Sullivan
Curran	Klink	O'Malley	Thordsen
DeHart	Kosek	Orr	Van Gilst
DeKoster	Kyhl	Palmer	Walsh
Denman	Lamborn	Parker	Weimer

Nays, none.

Absent or not voting, 9:

Brownlee	Hill	Messerly	Potter
Davis	Hougen	Mogged	Reichardt
Doderer			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order Senate File 1104.

Senate File 1104

On motion of Senator Klink, Senate File 1104, a bill for an act relating to the mileage and expenses of county engineers, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Klink moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1104) the vote was:

Ayes, 50:

Anderson	Dodds	Lamborn	Potgeter
Arbuckle	Doderer	Lange	Rabedeaux
Balloun	Erskine	Laverty	Rigler
Bass	Frey	Leonard	Schaben
Bortell	Frommelt	McGill	Shaff
Briles	Gaudineer	Neu	Smith
Clarke	Gilley	Nicholson	Stephens
Coleman	Glenn	Ollenburg	Sullivan
Conklin	Griffin	O'Malley	Thordsen
Curran	Hougen	Orr	Van Gilst
DeHart	Klink	Palmer	Walsh
DeKoster	Kosek	Parker	Weimer
Denman	Kyhl		

Nays, none.

Absent or not voting, 11:

Brownlee	Keith	Mogged	Reichardt
Davis	Lucken	Mowry	Shirley
Hill	Messerly	Potter	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order Senate File 1167.

Senate File 1167

On motion of Senator Walsh, Senate File 1167, a bill for an act relating to county transportation franchises, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Walsh offered the following amendment recommended by the committee and moved its adoption:

Amend Senate File 1167, page 1, by striking the

sentence beginning in line 10 and inserting in lieu thereof the following sentence:

"Franchises shall be exclusive but shall not be granted for a period of longer than ten years with a right of renewal."

The amendment was adopted.

SENATE FILE DEFERRED

Senator Walsh asked and received unanimous consent that further action on **Senate File 1167** be deferred and that the bill be placed on the calendar under unfinished business.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up out of order House File 609.

House File 609

On motion of Senator Mowry, House File 609, a bill for an act relating to the Iowa national guard, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Mowry moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 609) the vote was:

Ayes, 53:

Anderson	Erskine	Lange	Potgeter
Arbuckle	Frey	Laverty	Rabedeaux
Balloun	Gaudineer	Lucken	Rigler
Bass	Gilley	McGill	Schaben
Bortell	Glenn	Mogged	Shaff
Briles	Griffin	Mowry	Shirley
Clarke	Hill	Neu	Smith
Coleman	Hougen	Nicholson	Stephens
Conklin	Keith	Ollenburg	Sullivan
Curran	Klink	O'Malley	Thordsen
DeHart	Kosek	Orr	Van Gilst
DeKoster	Kyhl	Palmer	Walsh
Dodds	Lamborn	Parker	Weimer
Doderer			

Nays, none.

Absent or not voting, 8:

Brownlee	Denman	Leonard	Potter
Davis	Frommelt	Messerly	Reichardt

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

SENATE FILE WITHDRAWN

Senator Mowry asked and received unanimous consent that **Senate File 433** be withdrawn from further consideration of the Senate.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up out of order House File 1111.

House File 1111

On motion of Senator Nicholson, House File 1111, a bill for an act relating to the composition of representative districts located within Clinton County, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Nicholson moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1111) the vote was:

Ayes, 55:

Anderson	Doderer	Lamborn	Potgeter
Arbuckle	Erskine	Lange	Rabedeaux
Bass	Frey	Laverty	Rigler
Bortell	Frommelt	Leonard	Schaben
Briles	Gaudineer	Lucken	Shaff
Clarke	Gilley	McGill	Shirley
Coleman	Glen	Mowry	Smith
Conklin	Griffin	Neu	Stephens
Curran	Hill	Nicholson	Sullivan
Davis	Hougen	Ollenburg	Thordsen
DeHart	Keith	O'Malley	Van Gilst
DeKoster	Klink	Orr	Walsh
Denman	Kosek	Palmer	Weimer
Dodds	Kyhl	Parker	

Nays, none.

Absent or not voting, 6:

Balloun	Messerly	Potter	Reichardt
Brownlee	Mogged		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order Senate File 253.

Senate File 253

On motion of Senator Laverty, Senate File 253, a bill for an act relating to shorthand court reporters and their compensation, with

reports of committee recommending amendment and passage, was taken up, considered, and the reports of the committee adopted.

Senator DeKoster offered the following committee amendment:

Amend Senate File 253 as follows:

1. Page 1, by striking lines 14 through 23, inclusive, and by inserting in lieu thereof the following:

"Salaries of certified shorthand reporters of the district court shall be as follows:

1. The annual salary of a full-time shorthand reporter in a judicial district which does not contain a city having a population of more than fifty thousand shall be ten thousand seven hundred fifty dollars.

2. The annual salary of a full-time shorthand reporter in a judicial district which contains a city having a population of fifty thousand or more but less than one hundred twenty-five thousand, shall be eleven thousand seven hundred fifty dollars.

3. The annual salary of a full-time shorthand reporter in a judicial district which contains a city having a population of one hundred twenty-five thousand, or more, shall be twelve thousand seven hundred fifty dollars.

4. Population shall be determined according to the latest federal decennial census."

2. Page 2, by striking lines 33 through 35, inclusive, and on page 3, lines 1 through 5, inclusive, and by inserting in lieu thereof the following:

"Code 1966, is hereby amended by striking all after the word, 'court' in line seven (7) and all of lines eight (8) through thirteen (13), inclusive, and by inserting in lieu thereof the following:

'for full-time shorthand reporters in cities having a population of less than seventy thousand, an annual salary of eight thousand five hundred dollars and in cities having a population of seventy thousand or more, an annual salary of nine thousand five hundred dollars. Shorthand reporters employed on a part-time basis shall be paid thirty-two dollars and fifty cents for each day actually worked. No shorthand reporter employed on a part-time basis shall be paid more on a per diem than a full-time reporter would receive on a salary basis in the same city. Population shall be determined according to the latest federal decennial census. All such salaries shall be paid' "

Senator Gaudineer offered the following amendment to the amendment:

Amend the judiciary committee amendment to Senate File 253, filed February 20, 1970, found on pages 585 and 586 of the Senate Journal, as follows:

1. By inserting after line 20 the following new subsection:

"5. All of the judges in a judicial district may, by joint order, increase the annual salary of a full-time shorthand reporter in that district for merit or length of

service by an additional amount not to exceed ten percent of such reporter's annual salary."

2. By inserting in line 32 after the word "dollars." the following sentence:

"All of the judges of a municipal court may, by joint order, increase the salary of a full-time shorthand reporter in that court for merit or length of service by an additional amount, not to exceed ten percent of such reporter's annual salary."

Action on the Gaudineer amendment to the committee amendment was temporarily deferred.

Senator Potgeter offered the following amendment to the amendment and moved its adoption:

Amend the committee on judiciary amendment to Senate File 253, dated February 20, 1970, and found on pages 585 and 586 of the Senate Journal as follows:

1. By striking all of lines 5 through 20, inclusive, and by inserting in lieu thereof the following:

"district court shall be eleven thousand five hundred dollars."

The amendment to the amendment lost.

Action on the committee amendment was temporarily deferred.

Senator Glenn asked and received unanimous consent to withdraw the amendment filed by him on April 2, 1969, and found on page 734 of the 1969 Senate Journal.

Senator Glenn asked and received unanimous consent to withdraw the amendment filed by him on April 7, 1969, and found on page 784 of the 1969 Senate Journal.

Senator Glenn asked and received unanimous consent to withdraw the amendment filed by him on April 11, 1969, and found on page 906 of the 1969 Senate Journal.

Senator Glenn offered the following amendment filed by him on April 2, 1969:

Amend Senate File 253, section 1, as follows:

1. By inserting in lines 7, 10, 14, 16, and 20 prior to the words "shorthand reporter" the words "full-time."

2. By striking the word "shall" in line 7 and inserting in lieu thereof the word "may."

3. By adding the following new paragraph on page 2, following line 4:

"Part-time shorthand reporters of the district court shall be paid thirty-seven dollars and fifty cents per day for each day's attendance upon said court, or employment under the direction of the judge, out of the county treasury where such court is held, upon the certificate of the judge holding the court, or directing

the employment, provided however, that the maximum compensation for one-day attendance at court shall not exceed the per diem herein designated. Payments shall be made at least once each month. Provided further that if any judicial district contains a city having a population of fifty thousand or more, the district court judges of said district may by joint order fix the compensation of any shorthand reporter of said district at an amount in excess of the per diem designated herein, but not more than five percent thereof. If any judicial district contains a city having a population of one hundred fifty thousand or more, the district court judges of said district may by joint order fix the compensation of any shorthand reporter of said district at an amount in excess of the per diem designated herein, but not more than ten percent thereof."

Senator Glenn offered the following amendment to the amendment and moved its adoption:

Amend the Glenn amendment to Senate File 253, filed April 2, 1969, as follows:

By striking from line 2 the figures "14, 16, and 20", and by striking the comma "," after the figure "7" and inserting in lieu thereof the word "and", and by striking the comma "," following the figure "10".

The amendment to the amendment was adopted.

Senator Glenn offered the following amendment to the amendment and moved its adoption:

Amend the Glenn amendment to Senate File 253, filed April 2, 1969, as follows:

1. By striking all of lines 4 and 5.
2. Line 8, by striking the word "Part-time", and inserting following the word "court", the words "employed on an emergency basis".

The amendment to the amendment was adopted.

On motion of Senator Glenn, the amendment as amended was adopted.

The Senate resumed consideration of the committee amendment.

Senator Gaudineer offered the following amendment to the amendment by Senators Gaudineer and DeKoster:

Amend the judiciary committee amendment to Senate File 253, filed February 20, 1970, found on pages 585 and 586 of the Senate Journal, as follows:

1. By inserting after line 20 the following new subsection:
"5. All of the judges in a judicial district which has at least four resident judges may, by joint order, increase the annual salary of a full-time shorthand reporter in that district for length of service in excess of five years by an additional amount not to exceed ten percent of a reporter's annual salary in such a district."

2. By inserting in line 32 after the word "dollars." the following sentence:

"All of the judges of a municipal court which has at least four resident judges may, by joint order, increase the salary of a full-time shorthand reporter in that court for length of service in excess of five years by an additional amount, not to exceed ten percent of a reporter's annual salary in such municipal court."

President pro tempore Lange took the chair at 11:15 a.m.

Senator Gaudineer moved the adoption of the amendment to the amendment.

Division was called for.

The amendment to the amendment lost.

Senator Gaudineer asked and received unanimous consent to withdraw the amendment filed by him on February 26, 1970, and found on pages 644 and 645 of the Senate Journal, on which action was previously deferred.

Action on the committee amendment was temporarily deferred.

Senator Doderer offered the following amendment by Senators Doderer and Anderson:

Amend Senate File 253, page 3, by adding after line 12 a new section as follows:

"There shall be no discrimination in hiring shorthand court reporters on the basis of sex. Complaints of persons aggrieved may be made under the provisions of chapter one hundred five A (105A) of the Code."

Senator Mowry raised a point of order on the amendment for the reason that it was not germane to the bill.

The Chair ruled the point not well taken and the amendment in order.

President Jepsen took the chair at 11:55 a.m.

Senator Doderer moved the adoption of the amendment.

Roll call was requested by Senator Orr.

On the question "Shall the Doderer amendment be adopted?" (S.F. 253) the vote was:

Rule 24 was invoked:

Ayes, 36:

Anderson
Balloun
Bass

Bortell
Conklin
Curran

Davis
DeHart
Denman

Dodds
Doderer
Erskine

Frey	Lange	Palmer	Schaben
Frommelt	Laverty	Parker	Shirley
Gilley	Leonard	Potgeter	Smith
Glenn	McGill	Rabedeaux	Van Gilst
Griffin	O'Malley	Reichardt	Walsh
Kosek	Orr	Rigler	Weimer

Nays, 18:

Arbuckle	Gaudineer	Mogged	Ollenburg
Briles	Hill	Mowry	Stephens
Clarke	Keith	Neu	Sullivan
Coleman	Kyhl	Nicholson	Thordsen
DeKoster	Lucken		

Absent or not voting, 7:

Brownlee	Klink	Messerly	Shaff
Hougen	Lamborn	Potter	

The amendment was adopted.

The Senate resumed consideration of the committee amendment.

Senator Gaudineer offered the following amendment to the amendment by Senators Gaudineer and Laverty:

Amend the judiciary committee amendment to Senate File 253, filed February 20, 1970, found on pages 585 and 586 of the Senate Journal, as follows:

1. By inserting after line 20 the following new subsection:

"5. All of the judges in a judicial district may, by joint order, increase the annual salary of a full-time shorthand reporter in that district for length of service in excess of five years by an additional amount not to exceed ten percent of a reporter's annual salary in such a district."

2. By inserting in line 32 after the word "dollars." the following sentence:

"All of the judges of a municipal court may, by joint order, increase the salary of a full-time shorthand reporter in that court for length of service in excess of five years by an additional amount, not to exceed ten percent of a reporter's annual salary in such municipal court."

Senator Gaudineer moved the adoption of the amendment to the amendment.

Division was called for.

The amendment to the amendment was adopted.

On motion of Senator DeKoster, the committee amendment as amended was adopted.

Senator DeKoster offered the following amendment and moved its adoption:

Amend page 1, lines 1 and 2 by striking the following:
"and their compensation".

Division was called for.

The amendment was adopted.

Senator Laverty moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 253) the vote was:

Rule 24 was invoked.

Ayes, 51:

Anderson	Dodds	Lange	Rabedeaux
Arbuckle	Doderer	Laverty	Reichardt
Balloun	Erskine	Leonard	Rigler
Bass	Frey	Lucken	Schaben
Bortell	Frommelt	McGill	Shaff
Briles	Gaudineer	Mogged	Shirley
Clarke	Gilley	Mowry	Smith
Conklin	Glenn	Neu	Sullivan
Curran	Griffin	Nicholson	Thordsen
Davis	Hill	O'Malley	Van Gilst
DeHart	Hougen	Orr	Walsh
DeKoster	Keith	Palmer	Weimer
Denman	Kyhl	Potgeter	

Nays, 1:

Kosek

Voting present, 2:

Coleman Stephens

Absent or not voting, 7:

Brownlee	Lamborn	Ollenburg	Potter
Klink	Messerly	Parker	

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order Senate File 1043.

Senate File 1043

On motion of Senator Mowry, Senate File 1043, a bill for an act relating to municipal court judges, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Potgeter offered the following amendment:

Amend Senate File 1043, page 1, line 13, by striking the word "permanently".

Senator Potgeter asked and received unanimous consent to withdraw the amendment.

Senator Mowry moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1043) the vote was:

Ayes, 49:

Anderson	Dodds	Kyhl	Rabedeaux
Arbuckle	Doderer	Lange	Reichardt
Balloun	Erskine	Laverty	Rigler
Bass	Frey	McGill	Schaben
Bortell	Frommelt	Mogged	Shaff
Briles	Gaudineer	Mowry	Smith
Coleman	Gilley	Neu	Stephens
Conklin	Glenn	Nicholson	Sullivan
Curran	Griffin	O'Malley	Thordsen
Davis	Hougen	Orr	Van Gilst
DeHart	Keith	Palmer	Walsh
DeKoster	Kosek	Potgeter	Weimer
Denman			

Nays, none.

Absent or not voting, 12:

Brownlee	Klink	Lucken	Parker
Clarke	Lamborn	Messerly	Potter
Hill	Leonard	Ollenburg	Shirley

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

SPECIAL ORDER

Senator Rigler asked and received unanimous consent that **House File 1156** be made a special order of business for Wednesday, March 4, 1970, at 9:00 a.m.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up out of order House File 357.

House File 357

On motion of Senator DeHart, House File 357, a bill for an act relating to the disability of municipal judges, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Sullivan offered the following amendment filed by him and moved its adoption:

Amend House File 357 as follows:

1. By inserting after line eight (8) the following new section:

"Sec. 2. Section six hundred five A point fourteen (605A.14), Code 1966, is hereby amended by striking from line

two (2) the words 'or district' and inserting in lieu thereof the words ' , district, or municipal'."

2. By striking from the title the words "the disability of" and inserting in lieu thereof the words "retirement benefits for".

The amendment was adopted.

Senator DeHart moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 357) the vote was :

Ayes, 44:

Anderson	DeHart	Klink	Palmer
Arbuckle	DeKoster	Kosek	Potgeter
Balloun	Doderer	Kyhl	Rabedeaux
Bass	Erskine	Lange	Rigler
Bortell	Frey	Laverty	Schaben
Briles	Frommelt	McGill	Shaff
Clarke	Gaudineer	Mogged	Stephens
Coleman	Gilley	Mowry	Sullivan
Conklin	Glenn	Neu	Thordsen
Curran	Griffin	Nicholson	Van Gilst
Davis	Hill	Orr	Walsh

Nays, none.

Absent or not voting, 17:

Brownlee	Lamborn	Ollenburg	Reichardt
Denman	Leonard	O'Malley	Shirley
Dodds	Lucken	Parker	Smith
Hougen	Messerly	Potter	Weimer
Keith			

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order House File 687.

House File 687

On motion of Senator DeHart, House File 687, a bill for an act relating to eminent domain, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator DeHart moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 687) the vote was :

Ayes, 46:

Anderson	Bass	Clarke	Curran
Arbuckle	Bortell	Coleman	Davis
Balloun	Briles	Conklin	DeHart

DeKoster	Hill	Mogged	Rigler
Doderer	Hougen	Mowry	Schaben
Erskine	Klink	Neu	Shaff
Frey	Kosek	Nicholson	Stephens
Frommelt	Kyhl	Orr	Sullivan
Gaudineer	Lamborn	Palmer	Thordsen
Gilley	Lange	Potgeter	Van Gilst
Glenn	Laverty	Rabedeaux	Walsh
Griffin	McGill		

Nays, none.

Absent or not voting, 15:

Brownlee	Leonard	O'Malley	Shirley
Denman	Lucken	Parker	Smith
Dodds	Messerly	Potter	Weimer
Keith	Ollenburg	Reichardt	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order Senate File 1250.

Senate File 1250

On motion of Senator Balloun, Senate File 1250, a bill for an act relating to classification of roads for park purposes, was taken up and considered.

Senator Balloun moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1250) the vote was:

Ayes, 47:

Anderson	DeKoster	Kyhl	Potgeter
Arbuckle	Doderer	Lamborn	Rabedeaux
Balloun	Erskine	Lange	Rigler
Bass	Frey	Laverty	Schaben
Bortell	Frommelt	McGill	Shaff
Briles	Gaudineer	Mogged	Stephens
Clarke	Gilley	Mowry	Sullivan
Coleman	Glenn	Neu	Thordsen
Conklin	Hill	Nicholson	Van Gilst
Curran	Hougen	O'Malley	Walsh
Davis	Klink	Orr	Weimer
DeHart	Kosek	Palmer	

Nays, none.

Absent or not voting, 14:

Brownlee	Keith	Ollenburg	Reichardt
Denman	Leonard	Parker	Shirley
Dodds	Lucken	Potter	Smith
Griffin	Messerly		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the Speaker of the House has appointed, on the part of the House, as members of the conference committee on:

House File 1176, a bill for an act relating to the Iowa public employees' retirement system, the following Representatives: Mr. Koch of Woodbury, chairman; Mr. Fisher of Greene, Mr. Menefee of Fayette and Mr. Dougherty of Lucas-Monroe.

WILLIAM R. KENDRICK, Chief Clerk

INTRODUCTION OF BILLS

Senate File 1262, by Senators Clarke, Stephens, Klink, Shaff, Ollenburg, Coleman, Dodds, O'Malley, Van Gilst and Palmer (Cochran, Hamilton, Priebe, Middleswart, Pierson, Duitcher, Knoblauch and Edgington), a bill for an act relating to the creation of a soybean promotion fund to receive assessments made on the sale of soybeans; to create an Iowa soybean promotion board; to provide for a referendum among soybean producers to make an appropriation and to provide penalties.

Read first time and **passed on file**.

Senate File 1263, by committee on judiciary, a bill for an act relating to trade-marks and providing conformity with a previous enactment by the Sixty-third General Assembly, Second Session.

Read first time and **placed on calendar**.

Senate File 1264, by committee on transportation, a bill for an act relating to traffic-control devices.

Read first time and **placed on calendar**.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1023, a bill for an act relating to estates exempt from inheritance tax.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1056, a bill for an act relating to legalizing acts of notaries public and acknowledgments.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1066, a bill for an act legalizing prior judgments and decrees.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1097, a bill for an act relating to county agricultural extension districts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1122, a bill for an act relating to construction of public highways and certain other installations across the right-of-way of a drainage or levee district.

Also: That the House has refused to concur in Senate amendment to the following bill in which the concurrence of the House was asked:

House File 1197, a bill for an act relating to vacations for state employees.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1229, a bill for an act relating to fees for filing hospital liens.
WILLIAM R. KENDRICK, Chief Clerk

HOUSE MESSAGES CONSIDERED

House File 1122, a bill for an act relating to construction of public highways and certain other installations across the right-of-way of a drainage or levee district.

Read first time and **passed on file**.

House File 1229, a bill for an act relating to fees for filing hospital liens.

Read first time and **passed on file**.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate File 421 passed the Senate.

LEE H. GAUDINEER, JR.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which House File 609 relating to the Iowa national guard passed the Senate.

ELMER F. LANGE

REPORTS OF COMMITTEE

Senator DeKoster submitted the following reports:

MR. PRESIDENT: Your committee on judiciary, to which was referred **Senate File 431**, a bill for an act relating to the limitation of certain damage actions arising out of improvements or work upon real property, begs leave to report it has had the same under consideration and **returns the bill without recommendation and amend as follows:**

Amend Senate File 431, page 1, line 10, by striking the word "five" and inserting in lieu thereof the word "ten".

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary, to which was referred **House File 615**, a bill for an act relating to liability of the state for claims incident to training, operation, or maintenance of the national guard while not in "active state service", begs leave to report it has had the same under consideration and recommends the same **do pass**.*

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary, to which was referred **House File 1156**, a bill for an act for a revision of Iowa law governing divorce and marriage annulment, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

Amend House File 1156, as amended and passed by the House, as follows:

1. By striking everything after the enacting clause and inserting in lieu thereof the following:

Section 1. Purpose of Act. This Act shall be liberally construed to the end that families whose unity or well-being is threatened shall be assisted and protected, and restored, if possible, as secure units of law-abiding members; to promote the public welfare by preserving, promoting, and protecting family life and the institution of matrimony; to protect the rights of children; to provide means for the reconciliation of spouses and the amicable settlement of domestic and family controversies; and to provide for equitable and efficient means for determining and collecting alimony, child support, and disposition of property.

Sec. 2. Definitions. As used in this Act:

1. "Domestic relations" means the field of law which pertains to marriage, dissolution of marriage, annulment of marriage, third party interference with marriage, separate maintenance, alimony and support of children, custody of children, neglected and dependent children, legitimation of children, adoption, paternity, juvenile delinquency, relations between parent and child, and any other matters that involve the legal relationships between members of a family unit.

2. "Commissioner" means the family court commissioner or his authorized designee.

3. "Court" means the family court unless otherwise specified.

4. "Petition for conciliation or dissolution" or "petition" means that petition which is filed alleging a cause of action for dissolution of marriage.

5. "Dissolution of marriage" means a termination of the marriage relationship and shall be synonymous with the term "divorce".

6. "Support" or "support payments" means any amounts which the court may require either of the parties to pay under a temporary order or a final judgment or decree, and may include alimony, child support, maintenance, and any other term used to describe such obligations.

Sec. 3. Establishment of family courts. There is hereby established a family court within each judicial district of the state containing a population of 200,000 or more as determined by the latest federal decennial census. The district judges assigned to judicial districts containing less than 200,000 population, sitting en banc, may establish family courts in such districts by a majority vote of their number. Any district court in a judicial district under 200,000 population where the family court has not been established may, by rule, adopt any of the provisions or procedures of this Act applicable to family courts which are deemed by such court to be desirable.

Sec. 4. Jurisdiction. The family court, where established, shall succeed to jurisdiction formerly exercised by the district or municipal courts in all actions and proceedings which pertain to domestic relations and if a provision of the Code of Iowa pertaining in whole or in part to domestic relations vests jurisdiction in the district or municipal courts to conduct hearings and try actions involving domestic relations as herein defined, it shall be construed that such jurisdiction has become vested in the family court.

Sec. 5. Judges of the family court. The family court shall be constituted of judges of the district court. The chief judge of each judicial district in which a family court is established shall appoint a sufficient number of judges to hear cases within the jurisdiction of the family court. Each such judge shall be designated "judge of the family court", and shall have and exercise the jurisdiction and powers provided by law subject to the conditions herein provided. The family court judge may seek the transfer of any case before the family court to the chief judge of the judicial district for assignment for trial or other proceedings by another judge of the district court whenever, in the opinion of the family court judge, such transfer is necessary to expedite the business of the family court, or to insure prompt consideration of the case, or the interests of justice would be served thereby. Similarly, any party to an action initiated in the family court may file a motion supported by an affidavit, requesting that the action be heard by another judge of the district court. The affidavit shall set forth evidence that such transfer is necessary to insure an impartial adjudication of the action. Any order of the family court denying such motion may be appealed to the supreme court. When any case or action is so transferred, the judge to whom it is transferred shall act as the judge of the family court.

Sec. 6. Family court staff—facilities—financing. There is hereby established in each judicial district in which a family court is established pursuant to section three (3) of this Act the office of the family court commissioner, which shall serve the family court in all matters assigned such court by this Act. Pursuant thereto the juvenile probation departments attached to the juvenile courts located within such district are hereby incorporated within and made a division of the office of family court commissioner.

The family court judge in each judicial district shall appoint a family court commissioner, and such assistant com-

missioners, counselors, investigators, stenographers, and other employees as he deems necessary to the efficient operation of the office of such commissioner in performing the duties assigned by this Act. All commissioners, assistant commissioners, counselors, and investigators shall be selected and appointed in accordance with qualifications prescribed by the department of social services and shall serve at the pleasure of the family court judge.

Salaries of the family court staff shall be fixed by the family court judge, provided that the salary of the family court commissioner shall not exceed eighty percent of the salary of the family court judge, and that the salaries of assistant commissioners shall not exceed seventy percent of the salary of such judge.

The chief judge shall determine the location or locations of the facilities of the family court commissioner.

With the exception of funds appropriated by the general assembly, or otherwise obtained the expenses of the family court, including salaries of staff, necessary additional facilities, furnishings, and supplies, shall be paid by the counties, either from the general county fund or the court expense fund, except that, in counties which contain an educational institution under the control of the state board of regents with a student enrollment of at least forty-two hundred students, the salaries and expenses of officers of the juvenile probation division may be paid from such funds. In judicial districts composed of more than one county, the boards of supervisors of such counties shall prorate the costs of the family court in an equitable manner to be determined by such boards.

Sec. 7. Powers and duties of commissioner. The powers and duties of the commissioner shall be:

1. To attempt to bring about a conciliation of the parties in marital disputes or to make available to the court his findings and recommendations as provided by this Act.

2. To conduct investigations concerning the parties involved in marital disputes in order to obtain information pertaining to the proper disposition of claims for alimony, child support, or maintenance during litigation, and to make recommendations concerning the custody of children of such parties.

3. To conduct investigations concerning the alleged delinquency of minors, or alleged instances of parental neglect or abuse of children, and other related matters, and to provide counseling services.

4. To utilize available public and private social service agencies and counseling services which are not part of the family court facilities as authorized by sections eight (8) and sixteen (16) of this Act.

5. To issue and enforce, or cause to be issued and enforced, such orders and subpoenas as may be authorized by the court or by law.

6. To create with the approval and authorization of the family court judge such divisions as may be necessary to the efficient operation of the investigation, conciliation, and probation facilities of the family court and to assign assistants to direct the operation of those divisions.

7. To recommend to the court that either or both parties be required to submit to a mental or physical examination when

the commissioner deems such examination necessary to his investigation into the marital dispute or to determine any matter with reference to child custody.

8. To cooperate with county welfare departments with which he has entered into agreement pursuant to section twenty-five (25) of this Act and to perform the duties therein required.

9. To serve as the chief administrative officer of the juvenile probation division attached to the juvenile court.

10. To exercise such other powers and duties as may be necessary to fulfill the requirements of his office as herein described and provided.

Sec. 8. Assistance of other agencies. The facilities and services of the state department of social services and the county welfare departments shall be available to the family courts. Such departments shall conduct investigations or examinations at the court's request, or at the commissioner's request when he is so authorized by the court or by this Act. A written report of such investigation or examination shall be filed with the court or the commissioner at a time fixed by such court or commissioner. The court or commissioner may also request other public service agencies to conduct investigations and file written reports whenever they would facilitate the work of the court with respect to any domestic relations proceeding. Any party in interest or his attorney shall be entitled to examine any report prepared under the provisions of this section, and shall be given the opportunity to cross-examine the person who submits the report and to introduce evidence in support of or in opposition to it before a decision is rendered by the court. The written report of an investigation or examination shall not be used as evidence in any criminal proceedings.

The department of social services shall provide the court with the services of such physicians, psychiatrists, experts, and consultants as are necessary to the functions or purposes of such court.

Sec. 9. Commencement of action for dissolution of marriage—contents of original notice. Actions for dissolution of marriage shall be commenced as provided in the Rules of Civil Procedure for civil actions. The original notice shall comply with the requirements of the Rules of Civil Procedure, with the following additions or exceptions:

1. It shall further state the city or town and county where the initial conciliation conference will be held.

2. It shall state that the petition is on file in the office of the clerk of the court where the action is brought.

3. It shall notify respondent to appear at or within a specified time as required by the Rules of Civil Procedure to enable the clerk to set a date and time for the initial conciliation conference. It shall further notify respondent that if he fails to so appear the petitioner may:

a. Cause his default to be entered and, unless such default is later set aside, judgment or decree may be rendered according to the demands of the petition.

b. Request the court to issue a subpoena requiring his attendance at a conciliation conference.

4. A copy of the petition shall be attached to the notice unless service is by publication, in which case such notice

shall allege that respondent has committed an act or acts which constitute a breakdown of the marriage relationship, and shall set forth any application for custody of minor children and for temporary support and maintenance or permanent alimony and support, as well as attorneys' fees and suit money, without enumerating the amounts thereof.

5. If the petition contains an application for temporary support and a financial statement is filed as required by section twelve (12) of this Act, and personal jurisdiction over the respondent is anticipated, the original notice may state that a hearing before the court will be held on the matter at a specified date and time named therein, and that unless he appears his default in the hearing will be taken and an order entered pursuant to said application.

Sec. 10. Caption of petition for conciliation or dissolution. The petition for conciliation or dissolution shall be captioned substantially as follows:

In the District Court of the State of Iowa
In and For County

In Re the Marriage of and
Upon the Petition of * Petition for Conciliation
* or Dissolution
..... (Petitioner) * Equity or Family Court No.
* and Concerning * (Under the Family Court)
*
* (Respondent) *

Sec. 11. Contents of petition. The petition for conciliation or dissolution of marriage shall:

1. State the name and address of the petitioner and his or her attorney.
2. State the name and address of the respondent.
3. State the name and age of each minor child by date of birth whose welfare may be affected by the controversy.
4. State whether or not a separate action for dissolution of marriage has been commenced by the respondent and whether such action is pending in any court in this state or elsewhere.
5. Allege that the respondent has committed an act or acts which constitute a breakdown of the marriage relationship.
6. Stipulate that the petitioner will submit to the jurisdiction of the court for the purpose of determining whether a reconciliation can be effected or whether the marriage should be dissolved.
7. Inform the respondent that the court will retain jurisdiction of the action for the purpose of determining whether the marriage should be dissolved in the event a reconciliation is not effected nor the action dismissed.
8. Set forth any application for temporary support of the petitioner and any children without enumerating the amounts thereof.
9. Set forth any application for permanent alimony or support, child custody, or disposition of property, as well as attorneys' fees and suit money, without enumerating the amounts thereof.

Sec. 12. Financial statements filed. All applications for temporary or permanent support of a party and any children,

shall be accompanied by the financial statement of the applicant. The respondent shall file a financial statement at the time he or she files any application for support, or whenever he or she desires to resist any application by the petitioner, or when the court so orders.

Said financial statements shall be set forth by affidavit and shall be contained in two divisions. Division one shall contain the affiant's income from salary, wages or other source, personal expenses, and necessary payments on debts, and also the best estimates of such income, personal expenses, and necessary payments on debts of the other party, as well as all family living expenses. Such financial information shall be calculated on either a weekly or monthly basis, and shall not contain debts to be paid subsequent to the anticipated pendency of the action. Division two shall contain all other joint or separate assets and liabilities of the parties, including ownership of realty and tangible or intangible personalty and all debts to be paid subsequent to the anticipated pendency of the action.

All statements as to income shall be verified by income tax returns, affidavit of employer, or payroll check stubs.

Sec. 13. Conciliation period imposed—when order to plead may be entered. In judicial districts where a family court has been established, a conciliation period of sixty days shall be imposed upon the parties for the purpose of effecting a reconciliation of the spouses. Such period shall begin to run from the date of commencement of the action, which date shall be the date of service of the original notice, or the last day of publication of the original notice, or the date that waiver or acceptance of such notice is filed.

No order to plead may be entered by the court as provided in section seventeen (17) until the occurrence of one of the following:

1. The entry of a court order waiving the remainder of the conciliation period following the filing of an affidavit with the clerk of the commissioner certifying that he has inquired into the marital dispute and has exercised the authority granted him by this Act in an unsuccessful attempt to effect a reconciliation of the parties, and recommending that the best interests of all persons concerned would be served by such waiver.

2. An affidavit is filed with the clerk by the commissioner at the expiration of the conciliation period certifying that a reconciliation of the parties has been attempted but has not yet been effected.

3. The entry of a court order waiving all or the remainder of the conciliation period, on written motion by either party, supported by affidavit setting forth grounds of emergency or necessity and facts which satisfy the court that immediate action is warranted or required to protect the substantive rights or interests of any party or person who might be affected by the decree, whether or not conciliation efforts have been undertaken or whether or not the commissioner has certified such findings to the court.

4. The court pursuant to section eighteen (18) of this Act sets aside a default taken by the petitioner when respondent

failed to appear as required by the original notice.

5. The respondent fails to appear as required in the original notice and no subpoena is issued by the court requiring his attendance at a conciliation conference, and a default is not taken by the petitioner.

Sec. 14. Scheduling conciliation conferences. The commissioner shall prepare a schedule enumerating specific time periods within each week during which he or his designee will be available for the purpose of conducting initial conciliation conferences. The schedule shall be prepared in a manner which will inform each district court clerk within the judicial district as to conference times reserved for referrals from each county in such judicial district. A copy of the schedule shall be delivered to each such clerk and he shall refer to it in setting a time for the initial conciliation conference when the respondent appears as required by section nine (9) of this Act, or in preparing a subpoena requiring the respondent's attendance as provided in section fifteen (15) of this Act. The clerk shall notify the commissioner at the end of each week as to the time periods which he has assigned for the following week and as to the names of the parties who are scheduled to appear at those times.

Sec. 15. Conciliation conferences—subpoenas requiring attendance—restraining third persons. The commissioner shall conduct the initial conciliation conference privately and in an informal manner, and unless he stipulates otherwise, the attorneys for the parties shall be excluded from such conference. He may refer the parties to the counseling services provided by the court, or to other public or private agencies or specialists offering counseling services. If the commissioner concludes that the circumstances are such that the conciliation period should be discontinued, he may certify his findings and recommendations to the court as provided in subsection one (1) of section thirteen (13) of this Act.

The petitioner may by motion request that a subpoena be issued by the court requiring respondent's appearance at the initial conciliation conference at a date and time named therein.

When minor children are involved, either party to an action for dissolution of marriage may by motion request that a third person, who has allegedly interfered with the marriage, be compelled to appear at a conciliation conference. Such motion shall be accompanied by an affidavit setting forth the nature of the interference with the marriage, facts which constitute such interference, and that such interference is without good cause. The court may issue a subpoena requiring his attendance at such conference at a time and place named herein.

When a third person, who has interfered with the marriage without good cause, has been brought before the commissioner, he may, at the request of either party, request that a restraining order be entered by the court to enjoin such third person from further interfering with the marriage.

Failure or refusal of any person to obey a subpoena or restraining order entered pursuant to this section shall constitute contempt and shall be punishable accordingly.

Sec. 16. Counseling services—referrals to agencies not under jurisdiction of the court. Counseling conferences conducted by the commissioner or the counseling staff of the court for conciliation purposes shall be held in private. All persons except the counselor, the parties, their attorneys, and witnesses shall be excluded from such conferences. In such cases conferences may be held with each party and his attorney separately, and in the discretion of the counselor conducting the conference, the attorney for a party may be excluded when the adverse party is present. All communications, oral or written, from the parties to the counselor shall be deemed confidential, and shall not be disclosed without the consent of the party making the communications.

Subject to the approval of the court, the counselor may recommend to the parties that they consult public or private marriage counselors or marriage counseling agencies, family service agencies or social welfare agencies, community mental health centers, religious agencies or clergymen, physicians, psychiatrists, or other persons qualified to assist in reconciling the parties. The services of the above named persons and agencies may be recommended to the parties whenever in the judgment of the counselor and the court the interests of the parties would be served. Counseling services provided by persons and agencies other than the commissioner or the counseling staff of the court shall not be at the expense of the court unless so ordered. No person or employee of an agency providing counseling services to whom the parties are recommended shall disclose any statements made to him by either party without the consent of such party.

Sec. 17. Order to plead. Upon the occurrence of one of the events enumerated in section thirteen (13) of this Act, the family court shall enter into an order notifying respondent to plead to the allegations of the petition within seven days from the date of entry of such order; and that unless he so pleads his default will be entered and, subject to section nineteen (19) of this Act, judgment or decree rendered against him for the relief demanded in the petition.

If respondent's default has been entered for failure to appear as required in the original notice, no order to plead shall be entered; but, if such default is set aside pursuant to section eighteen (18) of this Act, such order shall be entered immediately thereafter.

Sec. 18. Default set aside. The family court, on timely motion of the respondent, may set aside a default entered due to the failure of the respondent to appear as required by the original notice, or failure to plead as required by section seventeen (17) of this Act, for any of the reasons stated in the Rules of Civil Procedure.

Sec. 19. Waiting period before dissolution decree may be granted. In judicial districts where the family court is established, except as otherwise provided in this Act, no decree dissolving a marriage shall be granted until sixty days have expired:

1. From the date the court has entered an order notifying the respondent to plead to allegations of the petition.
2. If no order to plead is entered due to the entering

of a default against respondent which has not been set aside, then from the date such default was entered.

The court may in its discretion, on written motion supported by affidavit setting forth grounds of emergency or necessity and facts which satisfy the court that immediate action is warranted or required to protect the substantive rights or interests of any party or person who might be affected by the decree, hold a hearing and declare the marriage dissolved prior to the expiration of the sixty-day period, provided that the requirements as to service of notice and entering the order to plead have been met. In such case the grounds of emergency or necessity and facts with respect thereto shall be recited in the decree, unless otherwise ordered by the court.

Sec. 20. Participation in actions by commissioner. When the respondent's default has been entered and it has not been set aside as provided in this Act, it shall be the duty of the commissioner to make an investigation as to the merits of the action. The commissioner shall also make an investigation when the respondent interposes a counterclaim and the petitioner's default is entered and not set aside. Such commissioner shall otherwise participate in actions when so ordered by the court.

No judgment shall be rendered in a default action for dissolution of marriage until the commissioner, in the public interest, has made a fair and impartial investigation of the case and has fully advised the court as to its merits, and as to the rights and interests of the parties and their minor children, if any, and of efforts made toward reconciliation of the parties or the reason such efforts have not been made.

In default actions the commissioner may be empowered to cause witnesses to be subpoenaed on behalf of the state when in his judgment their testimony is necessary to fully advise the court as to the merits of the action or of the rights and interests of the parties, any minor children, or of the public. The fees of such witnesses shall be paid out of the general fund of the county except that the court may order such fees repaid to the county by one of the parties, in which case it shall be the duty of the commissioner to enforce such order. No statement of the commissioner shall be considered by the court unless based upon facts which may be established by competent evidence. Under no circumstances shall the commissioner be a corroborating witness for one of the parties to the action. Nothing in this section shall be construed to violate the provisions relating to confidentiality of communications set forth in section sixteen (16) of this Act.

Sec. 21. Custody determinations—investigations and reports by the family court staff—appointment of attorney to represent the interests of the children. In the trial for an action for dissolution of marriage, where the parties are parents or guardians of one or more minor children, the family court may, in addition to considering the testimony of the parties and any witnesses, take such further action as it deems necessary to become fully apprised as to the fitness of either party to receive child custody. In making such determinations the welfare of the child or children shall take precedence over other con-

siderations. To this end, the court may direct the commissioner to conduct a custody investigation and to prepare a report.

1. The commissioner may cause the investigation and report to be made as follows:

a. By a staff investigator employed to conduct investigations and prepare reports to be considered by the court in determining custody matters.

b. If the commissioner does not have an investigator on his staff, such investigation and report may be made by a staff counselor.

c. If the investigation and report cannot be made as provided in paragraphs "a" and "b" of this subsection, the commissioner may request the welfare department of the county of the parties' residence, or a community mental health center, or family service agency serving such county, to conduct such investigation and prepare the report.

The commissioner shall cause a copy of the report to be delivered to the attorney for each party to the action and to the court. The report may, at the discretion of the court, be received into evidence without the stipulation or consent of the parties to the action, subject to the right of examination and cross-examination of the person preparing the report and the persons furnishing the information upon which the report is based.

2. The court may appoint an attorney to represent the interests of the minor child or children of the parties. Such attorney shall be empowered to make independent investigations and to cause witnesses to appear and testify before the court on matters pertinent to the interests of the children. The court shall enter an order in favor of such attorney for fees and disbursements, which amount shall be charged against the party responsible for court costs.

Sec. 22. Support payments—clerk of court—defaults. All orders or judgments providing for temporary or permanent support payments shall direct the payment of such sums to the clerk of the court for the use of the person for whom the same have been awarded. An order or judgment entered by the family court for temporary or permanent support shall be filed with the clerk thereof. The clerk shall disburse the payments received pursuant to such orders or judgments and take receipts therefor. All moneys received or disbursed under this section shall be entered in a record book kept by the clerk, which shall be open to inspection by the parties to the action, their attorneys, and the commissioner.

Should the party required by order or judgment to make support payments fail to make such payments to the clerk as required by this section, but instead make the payments directly to the person for whom the same has been awarded, or not make such payments in any manner, such person shall, within five days after the time such sums are required to be paid, file a written statement with the clerk either verifying that the payments have been received, or notifying the clerk that the payments have not been received. Upon receipt of the written statement verifying receipt of the required payments, the clerk shall enter such fact in the record book together with the amount of the payments. The clerk shall keep a file of all

written statements either verifying receipt of payments or notifying him that the required payments have not been received.

If the sums ordered to be paid are not paid to the clerk at the time provided in said order or judgment, or if within five days after such time the clerk receives a written statement notifying him that the required payments have not been received, the clerk shall certify a default to the commissioner who shall at the request of the person entitled thereto initiate such proceedings as he deems advisable to secure payment, including, but not limited to, enforcement by contempt proceedings.

If any party against whom any temporary order or final decree has been entered shall willfully disobey the same, or secrete his property, he may be cited and punished by the court for contempt and be committed to the county jail for a period of time not to exceed thirty days for each offense.

Prompt payment of sums required to be paid under section forty-one (41) of this Act and section five hundred ninety-eight point fourteen (598.14) of the Code shall be the essence of such orders or judgments. If the court finds the default in such payments to be willful, the party in default may be punished for contempt regardless of whether the amounts in default are paid prior to the contempt hearing.

Copies of any order issued to compel such payment shall be mailed to the attorney who represented each party when such support was awarded or to the last attorney of record of each party.

Sec. 23. Hearing before the court on defaults in support payments. When the clerk has certified to the commissioner that a default has occurred in payments required to be paid by a temporary order or a final decree, and the person entitled thereto so requests, the party in default may be brought before the court as provided in section six hundred sixty-five point seven (665.7) of the Code and may be required to show cause why he should not be held in contempt. Upon failure of the defaulting party to show such cause, the court may, as an alternative to punishment for contempt, make an order directing him to assign a sufficient amount in salary or wages due, or to become due in the future, from an employer or successor employers, to the clerk of the court where the order or judgment was granted for the purpose of paying the sums in default as well as those to be made in the future. The assignment order shall not be binding upon the employer but the court shall send a copy of the order, signed by the employee, to the employer and request his cooperation in deducting support payments. For each payment deducted in compliance with such request the employer shall receive one dollar to cover the expense created by the deduction, which amount shall be deducted from the money due the employee. Compliance by an employer with the court's request shall operate as a discharge of his liability to the employee as to the affected portion of the employee's wages.

If the employer refuses to deduct support payments as requested, or circumstances are such that proceeding against the party in default by assignment of wages as provided by this section is not feasible, the party may be punished for contempt

as provided in section twenty-two (22) of this Act.

Sec. 24. Contempt proceedings initiated by interested party—costs taxable to party in default. Nothing in this Act shall prohibit the party entitled to support payments, or an interested party from initiating contempt proceedings on his own motion. In such cases where it appears to the court that there has been a default in payments under circumstances that would justify punishment for contempt, the party in default may be proceeded against as provided in section twenty-three (23) of this Act. If the defaulting party is found to be in contempt, the costs of such proceedings, including attorney's fees for the party initiating the proceedings, shall be taxed against such party.

Sec. 25. Assignment of support awards by welfare recipients—apprising welfare agency of court proceedings. The commissioner is hereby empowered to enter into the following agreement with the welfare agency in his jurisdiction:

Any person entitled to periodic support payments pursuant to an order or judgment entered in an action for dissolution of marriage, who is also a welfare recipient, shall assign his rights to such payments to the welfare agency granting such assistance. The clerk of court shall forward support payments received pursuant to section twenty-two (22) of this Act to such agency. Such sums may serve to reduce the amount of the welfare payments granted such recipient. The welfare agency shall have the right to secure support payments in default through proceedings provided for in chapter two hundred fifty-two A (252A) of the Code or section twenty-four (24) of this Act.

After the commissioner receives a copy of a petition for conciliation or dissolution of marriage listing minor children as dependents, and either temporary or permanent support is applied for therein, such commissioner shall furnish the appropriate welfare agency with the names of the parties to the action and a copy of the financial statement filed with the petition if either of the parties is receiving welfare assistance, has applied for welfare assistance, or it appears to the commissioner that either of the parties are, or may become, eligible for such assistance. If no financial statement is filed with the petition, the commissioner may request a court order requiring the filing of such statement.

The clerk shall furnish such welfare agency with copies of all orders or decrees awarding support to parties having custody of minor children when such parties are receiving welfare assistance, have applied for welfare assistance, or it appears from financial statements filed that such parties are or may become eligible for such assistance.

Sec. 26. Termination of jurisdiction of court granting decree of divorce. Whenever a proceeding is initiated in a court for adoption when such adoption proceedings involve the children of parents whose marriage has been dissolved, or for modification of a judgment of alimony, child support, or custody granted in an action for dissolution of marriage, the following requirements must be met if such proceedings are initiated in

a court other than the court which granted the dissolution decree.

1. The party initiating such proceedings must present to the court the names and addresses of the parties to the dissolution decree if known, and the court which granted the decree.

2. The court in which the proceedings are initiated shall require notice of the proceedings to be served upon the parties to the original action, if the addresses of the parties can be determined.

Such court, or either of the parties to the dissolution decree, may request that a copy of the transcript of the proceedings of the court which granted the dissolution decree be made available for the consideration of the court in which the proceedings for adoption or modification of alimony, child support, or custody are pending.

Sec. 27. Recrimination not a bar to dissolution of marriage. If, upon the trial of an action for dissolution of marriage, both of the parties are found to have committed an act or acts which would support or justify a decree of dissolution of marriage, such dissolution may be decreed, and the acts of one party shall not negate the acts of the other, nor serve to bar the dissolution decree in any way.

Sec. 28. Record—impounding. No record or evidence in any case shall be impounded, or access thereto refused, except by special written order of the court made in its discretion in the interest of public morals. If such record or evidence is impounded, no officer or other person shall permit a copy of any of the testimony or pleadings, or the substance thereof, to be taken by any person other than a party to the action, or his attorney of record, without the special order of the court.

Sec. 29. Section two hundred thirty-one point one (231.1), Code 1966, is hereby amended by adding the following at the end thereof:

“In judicial districts where a family court has been established pursuant to this Act, the juvenile court shall be a division of such court.”

Sec. 30. Section two hundred thirty-one point two (231.2), Code 1966, is amended by adding thereto the following new subsection:

“8. Subject to the provisions of subsection two (2) of this section, where a family court has been established, of the district court judge designated as family court judge.”

Sec. 31. Section two hundred thirty-one point three (231.3), Code 1966, as amended by chapter two hundred three (203), section twenty-six (26), Acts of the Sixty-second General Assembly, and by chapter one hundred sixty (160), section one (1), Acts of the Sixty-third General Assembly, First Session, is hereby further amended as follows:

1. By inserting in line two (2) after the word “may” the words “in judicial districts where a family court has been established,”

2. By inserting in line thirteen (13) after the word “judge,” the words “and unless a family court has been established in that judicial district,”

Sec. 32. Section two hundred thirty-one point ten (231.10),

Code 1966, is hereby amended by inserting in line one (1) after the comma the words "or the family court commissioner or his designee in judicial districts where the family court has been established,".

Sec. 33. Section two hundred thirty-one point twelve (231.12), Code 1966, is hereby amended by striking from line one (1) the word "the" and inserting in lieu thereof the words "except in judicial districts where the family court has been established, the".

Sec. 34. Section two hundred thirty-one point thirteen (231.13), Code 1966, is hereby amended by striking from line one (1) the word "The" and inserting in lieu thereof the words "Except in judicial districts where the family court has been established, the".

Sec. 35. Section five hundred ninety-eight point two (598.2), Code 1966, is hereby amended by striking from line two (2) the words "a divorce" and inserting in lieu thereof the words "dissolution of marriage".

Sec. 36. Section five hundred ninety-eight point three (598.3), Code 1966, is hereby repealed and the following enacted in lieu thereof:

"Except where the respondent is a resident of this state, served by personal service, the petition for conciliation or dissolution of marriage, in addition to setting forth the information required by section eleven (11) of this Act, must state that the petitioner has been for the last year a resident of the state, specifying the county in which he or she has resided, and the length of such residence therein after deducting all absences from the state; that it has been in good faith and not for the purpose of obtaining a marriage dissolution only, and in all cases it must be alleged that the application is made in good faith and for the purpose set forth in the petition.

In judicial districts where the family court has been established, the petition shall be filed with the clerk on or before the date the original notice is delivered for service on respondent. The clerk shall cause a copy of such petition to be delivered to the commissioner without delay."

Sec. 37. Section five hundred ninety-eight point four (598.4), Code 1966, is hereby amended by striking from line two (2) the word "plaintiff" and inserting in lieu thereof the word "petitioner".

Sec. 38. Section five hundred ninety-eight point five (598.5), Code 1966, is hereby repealed and the following enacted in lieu thereof:

"All actions for dissolution of marriage shall be heard in open court upon the oral testimony of witnesses, or depositions taken as in other equitable actions or by a qualified person appointed by the court."

Sec. 39. Section five hundred ninety-eight point seven (598.7), Code 1966, is hereby repealed and the following enacted in lieu thereof:

"Corroboration of petitioner. No dissolution of marriage shall be granted on the testimony of the petitioner alone."

Sec. 40. Section five hundred ninety-eight point eight

(598.8), Code 1966, is hereby repealed and the following enacted in lieu thereof:

"A decree dissolving the marriage may be entered when the court is satisfied from the evidence presented that there has been a breakdown of the marriage relationship to the extent that the legitimate objects of matrimony have been destroyed and there remains no reasonable likelihood that the marriage can be preserved.

The court shall consider all evidence presented, including, but not limited to, evidence relating to the commission of adultery; willful desertion without reasonable cause for a space of two years; conviction of a felony after the marriage; chronic alcoholism; inhuman treatment affecting physical or mental well-being; incurable mental illness for a continuous period of three years immediately preceding the filing of the action, requiring confinement to an institution, home, or other facility and based upon the testimony of a qualified member of the medical profession that such spouse is incurably mentally ill; pregnancy of the wife at the time of the marriage, unknown by the husband, by a person other than the husband; that the spouses have voluntarily lived entirely separate for three years next preceding the commencement of the action; and the existence of an illegitimate child or children of one of the spouses, then living, which is unknown to the other spouse at the time of the marriage.

No marriage dissolution granted due to mental illness of one of the spouses shall relieve the other spouse of any obligation imposed by law as a result of the marriage for the support of the mentally ill spouse, and the court may make an order for such support."

Sec. 41. Section five hundred ninety-eight point eleven (598.11), Code 1966, as amended by chapter three hundred ninety-five (395), Acts of the Sixty-second General Assembly, is hereby repealed and the following enacted in lieu thereof:

"The court may order either party to pay the clerk a sum of money for the separate support and maintenance of the other party and the children and to enable such party to prosecute or defend the action.

The court may make such an order when a claim for temporary support is made by the petitioner in the petition, or upon application of either party, after service of the original notice and when no application is made in the petition; however, no such order shall be entered until at least five days' notice of hearing, and opportunity to be heard, is given the other party. Appearance by an attorney or the respondent for such hearing shall be deemed a special appearance for the purpose of such hearing only and not a general appearance."

Sec. 42. Section five hundred ninety-eight point thirteen (598.13), Code 1966, as amended by chapter four hundred (400), section one hundred thirty (130), Acts of the Sixty-second General Assembly, is hereby repealed and the following enacted in lieu thereof:

"In making temporary orders, the court shall take into consideration the age and sex of the applicant, the physical and

pecuniary condition of the parties, and such other matters as are pertinent, which may be shown by affidavits as the court may direct; however, the hearing on the application shall be limited to matters set forth in such application, the affidavits of the parties, and the required statements of income. The court shall not hear any other matter relating to the petition, respondent's answer, or any pleadings connected therewith.

Subsequent changes in temporary orders may be made by the court on application of either party demonstrating a substantial change in the circumstances occurring subsequent to the issuance of such order. If the order is not so modified it shall continue in force and effect until the action is dismissed or a decree is entered dissolving the marriage."

Sec. 43. Section five hundred ninety-eight point fourteen (598.14), Code 1966, is hereby amended by striking from line one (1) the word "divorce" and inserting in lieu thereof the words "dissolution of marriage".

Sec. 44. Section five hundred ninety-eight point sixteen (598.16), Code 1966, is hereby repealed and the following enacted in lieu thereof:

"When a dissolution of marriage is decreed the party whose acts constituted the cause or causes for the dissolution shall forfeit all rights acquired by marriage. This provision shall not obviate any of the provisions of section five hundred ninety-eight point fourteen (598.14) of the Code."

Sec. 45. Section five hundred ninety-eight point seventeen (598.17), Code 1966, is hereby amended as follows:

1. By striking from line two (2) the word "divorce" and inserting in lieu thereof the words "dissolution of marriage".

2. By striking from line seven (7) the word "divorced" and inserting in lieu thereof the words "whose marriage has been dissolved".

Sec. 46. Section five hundred ninety-eight point twenty (598.20), Code 1966, is hereby repealed and the following enacted in lieu thereof:

"A petition shall be filed in annulment actions as in actions for dissolution of marriage, and all the provisions of this Act in relation thereto shall apply to annulment actions, except as otherwise provided."

Sec. 47. Section five hundred ninety-eight point twenty-four (598.24), Code 1966, is hereby amended by striking from line five (5) the word "divorce" and inserting in lieu thereof the words "dissolution of marriage".

Sec. 48. Section five hundred ninety-eight point twenty-five (598.25), Code 1966, is hereby amended as follows:

1. By striking lines one (1) through four (4), inclusive, and inserting in lieu thereof the following:

"In judicial districts where the family court has not been established, no dissolution of marriage decree shall be granted in any proceedings before".

Sec. 49. Sections five hundred ninety-eight point nine (598.9) and five hundred ninety-eight point fifteen (598.15), Code 1966, are hereby repealed.

2. Page 1, by striking the title and inserting in lieu thereof the following:

An Act to provide for the establishment of family courts within certain judicial districts in the State of Iowa, transferring jurisdiction for the settlement of domestic relations and juvenile actions to such family courts, modifying the adversary nature of divorce proceedings, establishing procedures for the determination of custody, the payment of alimony and support, and establishing the administrative procedures necessary for the proper functioning of such family courts.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

*Denotes a unanimous committee vote.

AMENDMENTS FILED

- 1 Amend the committee on higher education amendment to
- 2 Senate Joint Resolution 1003, filed February 9, 1970, found
- 3 on page 414 of the Senate Journal, by inserting at the end of
- 4 line 8 the words "budgeting, auditing and".

MARVIN W. SMITH

- 1 Amend Senate File 571 by striking all after the enacting
- 2 clause and inserting in lieu thereof the following:
- 3 Section two hundred thirty-four point thirteen (234.13),
- 4 Code 1966, is hereby amended by adding at the end the following
- 5 new paragraph:
- 6 "Employees so compensated shall be considered employees
- 7 of the state for all purposes under the laws of the state."

JAMES A. POTGETER

- 1 Amend Senate File 1087 by striking everything
- 2 after the enacting clause and inserting in lieu
- 3 thereof the following:
- 4 Section 1. That if any person be found on the
- 5 first day of the week, commonly called Sunday, en-
- 6 gaged in buying or selling property of any kind,
- 7 articles of necessity and charity only excepted,
- 8 every person so offending shall on conviction be
- 9 subject to the penalties provided under this Act.
- 10 Be it further provided that nothing herein contained
- 11 shall be construed to extend to those who conscientiously
- 12 observe the seventh day of the week as a day of wor-
- 13 ship.
- 14 Sec. 2. Any employer who violates the provi-
- 15 sions of this Act is guilty of a misdemeanor. Each
- 16 day on which this Act is violated constitutes a
- 17 separate offense. Punishment for a first offense
- 18 shall be a fine not exceeding one hundred dollars, and
- 19 for a second offense, a fine not exceeding five hundred
- 20 dollars. For a third and each subsequent offense,
- 21 punishment shall be a fine not exceeding five hundred
- 22 dollars for each employee directed or authorized to
- 23 work in violation of this Act. No fine shall be im-

24 posed upon any employee or agent who has been directed
25 or authorized by his employer to violate the provisions
26 of this Act.

27 Sec. 3. The operation of any business contrary
28 to the provisions of this Act is declared to be a
29 public nuisance, and any person may apply to a court
30 of competent jurisdiction for an injunction to enjoin
31 and abate a violation of this Act.

EUGENE M. HILL

1 Amend Senate File 1137 by striking everything after the
2 enacting clause and inserting in lieu thereof the following:
3 Section 1. Section six hundred ninety-five point two
4 (695.2), Code 1966, is hereby amended by striking lines eighteen
5 (18) through thirty (30), inclusive.

6 Sec. 2. Section six hundred ninety-five point six
7 (695.6), Code 1966, is hereby repealed and the following
8 enacted in lieu thereof:

9 "The commissioner of public safety shall provide applica-
10 tion and permit forms and instruction sheets to the various
11 sheriffs. Every application shall be in such form and contain
12 such information as the commissioner shall specify. Every
13 permit shall contain the holder's name, address, birthdate,
14 social security number, and his physical description. The
15 sheriff shall mail a copy of every application for which a
16 permit is issued to the commissioner of public safety who
17 shall maintain a central file of every application for which
18 a current valid permit has been issued. Every application for
19 a permit to carry a concealed weapon shall be verified, and
20 any false statement contained therein shall be perjury and
21 shall be punished as provided in chapter seven hundred twenty-
22 one (721) of the Code. Every permit issued on the basis of a
23 false statement shall be void and shall be no defense to a
24 charge filed under section six hundred ninety-five point two
25 (695.2) of the Code.

26 In determining whether or not to issue a permit, the
27 sheriff may rely upon statements of fact contained in the appli-
28 cation unless the sheriff has cause to believe any fact contained
29 therein to be false. A fee of ten dollars shall be paid for
30 each permit and renewed permit to carry a concealed weapon. It
31 shall be paid when application is made and shall not be refunded
32 if the application is denied. The sheriff shall pay one-half
33 of the permit fee into the county general fund and remit the
34 balance to the state general fund on January first and July
35 first of each year. A permit fee shall not be charged for
36 the issuance of a permit to any person employed as a peace
37 officer in the state by the federal government, state, or any
38 of its governmental subdivisions. If a permit is issued to a
39 nonresident pursuant to section six hundred ninety-five point
40 nine (695.9) of the Code, the entire fee shall be paid into
41 the state general fund."

42 Sec. 3. Section six hundred ninety-five point seven
43 (695.7), Code 1966, is hereby amended by striking all of such
44 section after the word "officers" in line four (4) and by in-
45 serting in lieu thereof the following:

46 "and other qualified applicants who are residents of his
47 county. However, an applicant is not qualified:

48 1. If he has been convicted of a felony, except under
49 the following conditions:

50 a. Ten years has elapsed since his release from imprison-
51 ment, or

52 b. Ten years has elapsed since his discharge from parole,
53 if parole was granted.

54 2. If he is a person whom the sheriff has reasonable
55 grounds to believe will harm himself or others.

56 3. If he is a person whom the sheriff has reasonable
57 grounds to believe does not possess sufficient mental aware-
58 ness to appreciate the dangers inherent in carrying a concealed
59 weapon."

60 Sec. 4. Section six hundred ninety-five point twelve
61 (695.12), Code 1966, is hereby repealed and the following enacted
62 in lieu thereof:

63 "The permit to carry a concealed weapon of any person
64 charged with a felony shall be revoked by operation of law. If
65 such person is subsequently found innocent or the charge against
66 him dismissed, he may reapply for a permit. If such person
67 subsequently pleads guilty, or is found guilty of the felony
68 charged or a lesser included offense which is also a felony,
69 his permit shall remain revoked subject to the provisions
70 of section six hundred ninety-five point seven (695.7) of
71 the Code. Any person who carries a concealed weapon whose per-
72 mit has been revoked by operation of law pursuant to this
73 section shall be subject to the penalties prescribed by
74 section six hundred ninety-five point three (695.3) of the
75 Code."

76 Sec. 5. Section six hundred ninety-five point thirteen
77 (695.13), Code 1966, is hereby repealed and the following
78 enacted in lieu thereof:

79 "Each permit or renewal thereof shall be valid for a
80 period of one year or until the holder's next birthday. Any
81 holder of a valid permit may make application to renew such
82 permit within thirty days of its expiration or his birthday."

83 Sec. 6. Section six hundred ninety-five point seventeen
84 (695.17), Code 1966, is hereby amended by inserting in line
85 six (6) after the word "committed" the words "or a certified
86 copy of the records of the commissioner of public safety".

87 Sec. 7. Section six hundred ninety-five point four
88 (695.4), Code 1966, is hereby amended by striking from line
89 one (1) the word "may" and by inserting in lieu thereof the
90 word "shall".

91 Sec. 8. Chapter six hundred ninety-five (695), Code 1966,
92 is hereby amended by adding the following new section thereto:

93 "Any person aggrieved by the sheriff's refusal to issue
94 him a permit to carry a concealed weapon pursuant to this
95 chapter may appeal his decision to an appeal board comprised
96 of the county clerk of the district court, auditor, and recorder.
97 The appeal shall be filed in the office of the clerk of the
98 district court within twenty days of the sheriff's refusal

99 to issue the permit. The appeal shall be held within sixty
 100 days after its filing by the appeal board, after reasonable
 101 notice to all parties. The technical rules of evidence shall
 102 not be followed. The appeal board may affirm or reverse the
 103 decision of the sheriff. If the sheriff's decision is re-
 104 versed, he shall thereafter issue the permit."

LEE H. GAUDINEER, JR.

1 Amend Senate File 1208, page 1, by striking lines
 2 1 through 6 and inserting in lieu thereof the following:
 3 An Act to correct proceedings of the board of directors
 4 of the Merged Area (Education) X District in the counties
 5 of Benton, Cedar, Iowa, Johnson, Jones, Linn and Washington
 6 and requiring compliance with Chapter ninety-seven B (97B),
 7 Code 1966.

JOHN L. MOWRY

1 Amend Senate File 1236 as follows:
 2 1. Page 3, line 14, by inserting after the word "equipment"
 3 the following: ", unless otherwise provided by the Code or
 4 by concurrent resolution".
 5 2. Page 3, line 16, by inserting after the word "agencies"
 6 the following: ", unless otherwise provided by the Code or
 7 by concurrent resolution".
 8 3. Page 3, by striking all of line 23, and inserting in lieu
 9 thereof the following:
 10 "5. Supervise a system of printing and duplicating
 11 under the direction of the state superintendent of printing."

ELMER F. LANGE

1 Amend Senate File 1236 as follows:
 2 1. Page 3, by striking all of line 23 and renumbering sub-
 3 sequent subsection.
 4 2. Page 3, by striking from lines 32 and 33 the words "the
 5 state printing board, the superintendent of printing,".
 6 3. Page 5, by striking lines 3 through 35, inclusive; all
 7 of pages 6, 7, 8, 9, 10, 11, 12 and 13; and page 14, by striking
 8 lines 1 through 18 inclusive.
 9 4. Page 14, by striking lines 23 through 26, inclusive, and
 10 inserting in lieu thereof the words "department of executive
 11 services."
 12 5. Page 15, by striking lines 4 through 35, inclusive; and
 13 page 16 by striking lines 1 through 3, inclusive.
 14 6. Page 25, by striking lines 3 through 27, inclusive.
 15 7. Page 26, by striking lines 4 through 10, inclusive.
 16 8. Page 26, by striking lines 26 through 30, inclusive.
 17 9. Page 27, by striking lines 6 through 10, inclusive.
 18 10. Page 27, by striking lines 21 through 32, inclusive.
 19 11. Page 28, by striking line 35.
 20 12. Page 29, by striking lines 1 through 5, inclusive.
 21 13. By renumbering the sections.

CHARLES F. BALLOUN

1 Amend House File 1137 as follows:
 2 1. By striking lines 3 through 25 on page 1 and lines 1 through
 3 4 on page 2.

4 2. By striking lines 13 through 15 on page 2 and inserting in
5 lieu thereof the following:

6 "3. 'Franchisee' means a person who receives motor vehicles
7 from the franchisor under a franchise and who sells and services
8 such vehicles to and for the general public."

9 3. By striking lines 20 and 21 on page 2 and inserting in lieu
10 thereof the following:

11 "b. The franchisee is granted the right to sell and service
12 motor vehicles manufactured or distributed by the franchisor."

13 4. By striking the period (.) on page 2, line 30, and
14 adding the following: "and the franchisee providing
15 automobile service to the public for the franchisor's products."

16 5. By striking on page 2, lines 34 and 35, and on page 3,
17 lines 1 through 3, and inserting in lieu thereof the following:

18 "6. 'Community' means area of responsibility as stipulated
19 in the franchise agreement."

20 6. By adding after line 4, page 3, the following new sub-
21 section:

22 "8. 'Consumer care' means the duty of the franchisee
23 to provide, for the benefit of the public, new motor vehicles,
24 motor vehicles service facilities, equipment, parts and
25 qualified service personnel to reasonably perform necessary
26 motor vehicle sales and service according to the general
27 quality existing in similar franchisees within the community
28 or a similar community."

29 7. By adding after the word "The" on page 5, line 28,
30 the word "sole".

31 8. By striking the period (.) on page 6, line 4, and adding
32 the following: "except such inventory as is necessary to provide
33 consumer care."

34 9. By striking lines 11 and 12 on page 6 and inserting in
35 lieu thereof the following: "of the franchisee's dealership the
36 franchisor shall not arbitrarily withhold approval of such change
37 in the franchise so long as the transferee or executive management
38 thereof substantially meets the qualifications required of the
39 transferor in obtaining his original franchise."

40 10. By striking lines 3 and 4 on page 7 and inserting in
41 lieu thereof the following: "repairs to the motor vehicles
42 of the line-make represented by the franchisee within the community
43 and to other motor vehicles sold at retail by the franchisee."

44 11. By adding two new subsections to section 14 as follows:
45 "6. Failure by the franchisee to substantially comply with
46 the requirements of the franchise, which are determined by
47 the commission to be reasonable.

48 7. Bad faith by the franchisee in complying with the terms
49 of the franchise."

50 12. By adding to section 15 after line 18 on page 7 the follow-
51 ing new subsection:

52 "6. Whether or not the other franchisees within the community
53 are providing adequate line-make motor vehicle service to the
54 public which shall include the adequacy of facilities, equipment,
55 supply of parts and qualified service personnel as well as the

56 general quality and reputation of existing franchisees in the
57 community and their ability to provide consumer care."

ROBERT R. RIGLER
ELMER F. LANGE
GEORGE E. O'MALLEY

1 Amend House File 1137 as follows:

2 1. Page 2, line 4, striking the words "NOW THEREFORE;" and
3 inserting after line 4 the following paragraphs:

4 WHEREAS, it is further recognized that adequate and safe
5 transportation is vital to the public, the bulk of which is pro-
6 vided by motor vehicle, and it is necessary to insure that the
7 public is protected and assured that motor vehicles are readily
8 available in a consumer market where prices are set by fair
9 competition and that all motor vehicles are properly equipped
10 with all necessary safety devices to insure the maximum pro-
11 tection of the health, safety, and welfare of the traveling
12 public; and

13 WHEREAS, it is further recognized that the protection and
14 preservation of the air we breath is vital to the maintenance
15 of public health and that emissions from motor vehicles daily
16 add poisonous substances to such air which must be eliminated
17 immediately; NOW THEREFORE;

18 2. Page 3, line 4, by inserting the following new subsections:

19 8. "Public" means each individual resident of the state
20 of Iowa.

21 9. "Safety devices" means all accessories, devices, man-
22 ner of design, and any other thing required by the laws of this
23 state or the United States or any rule or regulation adopted
24 pursuant to such laws for the protection of the health, safety
25 and welfare of the traveling public.

26 10. "Pollution control devices" means all accessories,
27 or mechanisms of whatever description as may be required by
28 the laws of this state or the United States or any rule or
29 regulation adopted pursuant to such laws to control or elimi-
30 nate the pollution of the air by motor vehicles.

31 3. Page 3, line 16, by inserting after the word "dealership"
32 the following:

33 "or that the public interest requires new or additional
34 dealerships to promote fair competition as determined by the
35 commission based upon all the evidence presented".

36 4. Page 3, line 31, by inserting after the word "dealership"
37 the following:

38 "or that the public interest requires new or additional
39 dealerships to promote fair competition as determined by the
40 commission based upon all the evidence presented".

41 5. Page 4, line 3, by inserting after the word "interest" the
42 following:

43 "or that the public interest requires new or additional
44 dealerships to promote fair competition as determined by the
45 commission based upon all the evidence presented".

46 6. Page 4, by inserting after line 3 the following new sections
47 and by renumbering the remaining sections accordingly:

48 Sec. 5. Every contract or franchise agreement between a

49 franchisee and franchisor for the sale of motor vehicles to the
50 public shall contain a provision requiring the franchisor to pro-
51 vide the franchisee with a reasonable inventory of safety de-
52 vices and pollution control devices to be placed on any motor
53 vehicle of the line-make which is the subject matter of such
54 contract or franchise agreement when requested by the public;
55 and further that the franchisee shall employ people of suffi-
56 cient skill to properly place such devices in such motor
57 vehicles. Such a provision shall be added by operation of law
58 to each such contract and franchise agreement now in existence
59 or hereafter entered into. If the commission finds upon hear-
60 ing after reasonable notice to all parties concerned that this
61 provision of any contract or franchise is being violated, it
62 shall order compliance by the violating party.

63 Sec. 6. Whenever it is required in this Act that the in-
64 terest of the public be protected, that the public welfare
65 requires fair competition, or that the public welfare requires
66 safety devices or pollution control devices, such public inter-
67 est shall be protected by the commission. The commission shall
68 cause all such matters to be fully investigated on behalf of
69 the public and thereafter to have any competent and relevant
70 evidence presented to the commission for its determination.
71 The commission may in all cases covered by this Act apply to
72 the district court of the county wherein the violator conducts
73 his business, if the franchisee, or the Polk county district
74 court, if the franchisor, for a court order to enforce its de-
75 termination. The commission shall in all cases covered by this
76 Act assess the reasonable cost of any investigation conducted
77 by it, any hearings held, and any other costs incurred in en-
78 forcing this Act in favor of the prevailing party. Such costs
79 may be recovered by the state in a civil action against the
80 party assessed.

81 Sec. 7. Each franchisor shall cause to be furnished to
82 each franchisee sufficient parts, accessories, and other items
83 to keep or place a motor vehicle of the line-make which is the
84 subject of any contract or franchise agreement between them in
85 reasonable repair and safe operating condition. Each franchisee
86 shall employ people of sufficient skill to properly repair and
87 place such parts, accessories and other items upon such motor
88 vehicles in order to keep such motor vehicles in reasonable
89 repair and safe operating condition. The public may file a
90 complaint with the commission if there is reasonable cause to
91 believe that this section is being violated. If, after investi-
92 gation the commission has cause to believe such complaint is
93 true, it shall hold a hearing thereon, after reasonable notice
94 to all parties affected, otherwise the complaint shall be dis-
95 missed. The commission upon such hearing shall order compliance
96 with this section by the proper party or dismiss such complaint.

97 Sec. 9. Every franchisor and franchisee shall fulfill the
98 terms of any express or implied warranty concerning the sale of
99 a motor vehicle to the public of the line-make which is the sub-
100 ject of a contract or franchise agreement between the parties.
101 If it is determined by the district court that either the fran-
102 chisor or franchisee, or both, have violated an express or im-

103 plied warranty, the court shall add to any award or relief
104 granted an additional award for reasonable attorney fees and
105 other necessary expenses for maintaining the litigation.

106 7. Page 4, line 34, by inserting after the word "dealership"
107 the following:

108 " , unless the hearing is to allow new or additional dealer-
109 ships to promote fair competition in which case participation
110 shall be unlimited".

111 8. Page 5, line 8, by inserting after the word "dealership"
112 the following:

113 " , unless the hearing is to allow new or additional dealer-
114 ships to promote fair competition in which case the commission
115 shall make its determination upon the basis of the public in-
116 terest without regard to the burden of proof".

117 9. Page 6, after line 4, by inserting the following new para-
118 graph:

119 However, if a new or additional dealership is to be al-
120 lowed to promote fair competition in the public interest the
121 provisions of this section shall not apply.

122 10. Page 6, line 13, by striking all after the word "subpoenas"
123 and all of line 14 and by inserting in lieu thereof the follow-
124 ing:

125 " , administer oaths, compel the attendance of witnesses
126 and production of books, papers, documents, and all other evi-
127 dence. The commission may apply to the district court of the
128 county wherein the hearing is being held for a court order en-
129 forcing this section."

130 11. Page 7, line 4, by inserting before the period the follow-
131 ing words:

132 "and any other motor vehicles of the same line-make".

133 12. Page 7, after line 18, by inserting the following new para-
134 graph:

135 However, if a new or additional dealership is to be allowed
136 to promote fair competition in the public interest, the provi-
137 sions of this section shall not apply.

LEE H. GAUDINEER, JR.
ALAN SHIRLEY
J. DONALD WEIMER

On motion of Senator Rigler, the Senate adjourned until 10:00
a.m., Monday, March 2, 1970.

JOURNAL OF THE SENATE

FIFTIETH DAY

SENATE CHAMBER,
DES MOINES, IOWA, MONDAY, MARCH 2, 1970.

The Senate met in regular session, President Jepsen presiding.

Prayer was offered by the Reverend William Kettlitz, pastor of the Westminster United Presbyterian Church, Keokuk, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Friday, February 27, 1970, was approved.

VISITORS

Forty students from Newell-Providence High School, Newell, Iowa, accompanied by Nancy Bayne and Lee Campbell.

Ninety students from Newton Senior High School, Newton, Iowa, accompanied by Mr. Poe and Mr. Coppinger.

Forty-six farm trainees from Japan, Korea and Brazil, sponsored by the Iowa Farm Bureau, accompanied by Ben Hall.

APPOINTMENT OF CONFERENCE COMMITTEE

President Jepsen announced the appointment of the following conference committee on **Senate File 628**, on the part of the Senate: Senators Keith, chairman; Stephens, Ollenburg and Dodds.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Chair announced the special order of business for the consideration of Senate File 1236.

CONSIDERATION OF BILLS

Senate File 1236

On motion of Senator Clarke, Senate File 1236, a bill for an act relating to the reorganization of the executive functions of state government by the creation of a department of executive services; placing within such department a division of general services and several existing state agencies, and delegating certain executive duties in connection with such reorganization, was taken up and considered.

President pro tempore Lange took the chair at 11:15 a.m.

Senator Gaudineer offered the following amendment filed by Senators Gaudineer and Clarke and moved its adoption:

Amend Senate File 1236 as follows:

1. By inserting on page 2, line 28, after the word "further" the following:

"organize and reorganize his department into such divisions as he deems necessary and".

2. By inserting on page 3, line 4, after the word "governor." the following:

"The director shall organize and reorganize his division into such areas of responsibility as he deems necessary and assign or reassign duties, powers, and responsibilities from one such area to another or assign additional duties, powers, and responsibilities assigned to his division by law."

3. By inserting on page 3, after line 30, the following new subsection:

"9. Provide for and administer the capitol security police force."

4. By inserting on page 4, line 10, after the word "commission," the words "Iowa State Arts Council, Iowa Crime Commission, Office for Planning and Programming."

5. By striking on page 21, line 7, the word "may" and by inserting in lieu thereof the word "shall".

6. By inserting on page 29, after line 5 the following new sections and by renumbering the remaining sections:

Sec. 118. Chapter seventy (70), Acts of the Sixty-third General Assembly, first session, section one (1) is hereby amended by striking in lines two (2) and three (3) the words "office of the governor" and by inserting in lieu thereof the words "department of executive services".

Sec. 119. Chapter one hundred (100), Acts of the Sixty-third General Assembly, first session, section five (5) is hereby amended by striking in line three (3) the words "office of the governor" and by inserting in lieu thereof the words "department of executive services".

Sec. 120. Chapter two hundred forty-nine (249), Acts of the Sixty-second General Assembly, section three (3) is hereby amended by striking in lines two (2) and three (3) the words "be attached to the office of the governor" and by inserting in lieu thereof the words "with the council, be within the department of executive services".

Sec. 121. Section fifteen point six (15.6), Code 1966, is further amended by inserting in line seven (7) after the period the following:

"Bids shall be taken and contracts let for printing if the aggregate cost thereof shall exceed two hundred dollars in the manner prescribed in section eighty-two (82) of this Act and any person aggrieved thereby or any member of the executive council may take an appeal therefrom in the same manner as provided in such section."

The amendment was adopted.

Senator Stephens offered the following amendment and moved its adoption:

Amend Senate File 1236, page 2, line 15, by striking the period and inserting "in cooperation with the auditor of state."

The amendment was adopted.

(Consideration of Senate File 1236 pending at recess.)

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File 642, a bill for an act to authorize the creation of a capital improvements reserve fund by cities and towns.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1268, a bill for an act relating to taxation of mobile homes.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 596, a bill for an act relating to real property titles.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 596

Amend Senate File 596, line 15, by striking the figures "1969" and inserting in lieu thereof the figures "1970".

HOUSE MESSAGES CONSIDERED

House File 642, a bill for an act to authorize the creation of a capital improvements reserve fund by cities and towns.

Read first time and **passed on file**.

House File 1268, a bill for an act relating to taxation of mobile homes, providing for allocation of the proceeds of such tax, and requiring that manufacturers and dealers notify the county treasurer of the sale and delivery of a mobile home.

Read first time and **passed on file**.

INTRODUCTION OF BILLS

Senate File 1265, by Senator Orr, a bill for an act relating to the sales and use tax.

Read first time and **passed on file**.

Senate File 1266, by Senator Orr, a bill for an act prohibiting certain corporations from engaging in farming and ranching operations, providing a method whereby such corporations shall dispose of agricultural or ranch lands, to prohibit deduction of farm losses by corporations engaged in farming, and providing that small family-type corporations may engage in farming and ranching operations within limitations.

Read first time and **passed on file**.

Senate File 1267, by Senator Orr, a bill for an act to appropriate funds from the general fund of the State of Iowa to the department of public instruction for the school lunch program.

Read first time and **passed on file**.

Senate File 1268, by Senator Orr, a bill for an act relating to the manner in which aid to dependent children, blind assistance, aid to the disabled, and old age assistance grants are fixed and paid, requiring that such grants be sufficient to permit the maintenance of a minimum decent standard of living, and providing an appropriation therefor.

Read first time and **passed on file**.

On motion of Senator Rigler, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Jepsen presiding.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Mogged, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 220, 340, 417, 554, 1049, 1079, 1080, 1099, 1150 and 1156; House Files 77, 760, 805, 1052, 1140 and 1191.

CHARLES G. MOGGED
Chairman, Senate Committee
ELIZABETH SHAW
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: Senate Files 220, 340, 417, 554, 1049, 1079, 1080, 1099, 1150 and 1156; House Files 77, 760, 805, 1052, 1140 and 1191.

BILLS SENT TO THE GOVERNOR

Senator Mogged, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 2nd day of March, 1970, sent to the Governor for his approval: Senate Files 220, 340, 417, 554, 1049, 1079, 1080, 1099, 1150 and 1156.

CHARLES G. MOGGED, Chairman

Report adopted.

SPECIAL ORDER CONTINUED

Senate File 1236

The Senate resumed consideration of Senate File 1236.

Senator Lange offered the following amendment and moved its adoption:

Amend Senate File 1236 as follows:

1. Page 3, line 14, by inserting after the word "equipment" the following: " , unless otherwise provided by the Code or by concurrent resolution".
2. Page 3, line 16, by inserting after the word "agencies" the following: " , unless otherwise provided by the Code or by concurrent resolution".
3. Page 19, line 8, by inserting after the word "assembly" the following: " , unless otherwise provided by the Code or by concurrent resolution".
4. Page 19, line 12, by inserting after the word "functions" the following: " , unless rules and regulations pertaining to the general assembly are otherwise provided by the Code or by concurrent resolution".

The Chair called for a division.

The amendment was adopted.

Senator Lange asked and received unanimous consent to withdraw the amendment filed by him on February 27, 1970, and found on page 685 of the Senate Journal.

President pro tempore Lange took the chair at 2:00 p.m.

Senator Balloun offered the following amendment:

- 1 Amend Senate File 1236 as follows:
- 2 1. Page 3, by striking all of line 23 and renumbering sub-
- 3 sequent subsection.
- 4 2. Page 3, by striking from lines 32 and 33 the words "the
- 5 state printing board, the superintendent of printing,".
- 6 3. Page 5, by striking lines 3 through 35, inclusive; all
- 7 of pages 6, 7, 8, 9, 10, 11, 12 and 13; and page 14, by striking
- 8 lines 1 through 18 inclusive.
- 9 4. Page 14, by striking lines 23 through 26, inclusive, and
- 10 inserting in lieu thereof the words "department of executive

- 11 services.”
- 12 5. Page 15, by striking lines 4 through 35, inclusive; and
 13 page 16 by striking lines 1 through 3, inclusive.
- 14 6. Page 25, by striking lines 3 through 27, inclusive.
- 15 7. Page 26, by striking lines 4 through 10, inclusive.
- 16 8. Page 26, by striking lines 26 through 30, inclusive.
- 17 9. Page 27, by striking lines 6 through 10, inclusive.
- 18 10. Page 27, by striking lines 21 through 32, inclusive.
- 19 11. Page 28, by striking line 35.
- 20 12. Page 29, by striking lines 1 through 5, inclusive.
- 21 13. By renumbering the sections.

Senator Balloun moved the adoption of the amendment and requested a roll call.

On the question “Shall the Balloun amendment be adopted?” (S.F. 1236) the vote was:

Rule 24 was invoked.

Ayes, 28:

Anderson	Davis	Lamborn	Ollenburg
Balloun	DeHart	Lange	Parker
Bass	Doderer	Laverty	Schaben
Bortell	Erskine	Lucken	Smith
Briles	Frey	Messerly	Stephens
Coleman	Gilley	Mogged	Sullivan
Curran	Klink	Mowry	Van Gilst

Nays, 31:

Arbuckle	Gaudineer	McGill	Rabedeaux
Brownlee	Glenn	Neu	Reichardt
Clarke	Griffin	Nicholson	Rigler
Conklin	Hill	O'Malley	Shaff
DeKoster	Keith	Orr	Shirley
Denman	Kosek	Palmer	Walsh
Dodds	Kyhl	Potgeter	Weimer
Frommelt	Leonard	Potter	

Absent or not voting, 2:

Hougen Thordsen

The amendment lost.

Senator Rigler offered the following amendment and moved its adoption:

Amend Senate File 1236, page 16, line 7, by striking the words “under the merit system” and inserting in lieu thereof “by the director”.

The amendment was adopted.

Senator Potgeter offered the following amendment and moved its adoption:

Amend Senate File 1236, page 3, line 3, by striking the words “appointed by and serving” and inserting in lieu

thereof the words "appointed by the governor, with the approval of two-thirds of the senate, and who shall serve".

The amendment was adopted.

Senator Potgeter offered the following amendment and moved its adoption:

Amend Senate File 1236, page 20, line 8, by striking the words "local dealers and Iowa producers" and inserting in lieu thereof the words "Iowa dealers and producers".

The amendment was adopted.

Senator Doderer offered the following amendment by Senators Doderer and Lange and moved its adoption:

Amend Senate File 1236, page 3, line 12, by inserting after the word "division" the words ", except those items purchased by institutions under the state board of regents".

Roll call was requested.

On the question "Shall the Doderer-Lange amendment be adopted?" (S.F. 1236) the vote was:

Rule 24 was invoked.

Ayes, 21:

Balloun	Kosek	Nicholson	Stephens
Curran	Lange	Potter	Sullivan
DeHart	McGill	Schaben	Thordsen
Doderer	Mowry	Shirley	Van Gilst
Erskine	Neu	Smith	Weimer
Frey			

Nays, 34:

Anderson	Denman	Kyhl	Palmer
Arbuckle	Dodds	Lamborn	Parker
Bass	Frommelt	Leonard	Potgeter
Bortell	Gaudineer	Lucken	Rabedeaux
Briles	Gilley	Messerly	Reichardt
Brownlee	Glenn	Ollenburg	Rigler
Clarke	Hill	O'Malley	Shaff
Coleman	Keith	Orr	Walsh
DeKoster	Klink		

Absent or not voting, 6:

Conklin	Griffin	Laverty	Mogged
Davis	Hougen		

The amendment lost.

Senator Stephens offered the following amendment and moved its adoption:

Amend Senate File 1236, page 2, line 13, by striking the period and inserting "in cooperation with the auditor of state."

The amendment was adopted.

Senator Mowry offered the following amendment by Senators Mowry and Kosek and moved its adoption:

Amend Senate File 1236, page 29, by adding after line 11 the following new section:

The auditor of state shall have the right, and nothing herein provided shall limit, diminish or prohibit the right of the auditor of state or the auditor of state's designated personnel to audit or investigate the department of executive services or any division thereof.

The amendment was adopted.

Senator Clarke offered the following amendment filed by Senator Hougen:

Amend Senate File 1236, page 20, as follows:

Division 1.

1. By striking from lines 5 and 6 the words "which exceed the aggregate purchase price of two hundred dollars" and inserting in lieu thereof the words "or services or both except printing which exceed the aggregate cost of five hundred dollars".

Division 2.

2. By striking from lines 8 and 9 the words "when it can be done without loss to the state" and inserting in lieu thereof the words "when the cost differential would not be substantial or unreasonable."

3. By inserting at the end of line 9 the following new sentence:

"This provision shall not apply to the taking of bids or letting contracts for materials or services otherwise provided by law."

Senator Clarke called for a division of the Hougen amendment, section 1 to be considered as division 1, and sections 2 and 3 to be considered as division 2.

Senator Clarke offered the following amendment to the amendment by Senator Hougen and moved its adoption:

Amend the Hougen amendment, filed March 2, 1970, by striking from division 1, line 4, the words "except printing."

The amendment to the amendment was adopted.

On motion of Senator Clarke, division 2 of the amendment was adopted.

On motion of Senator Clarke, division 1 of the amendment as amended was withdrawn.

Senator Rigler offered the following amendment and moved its adoption:

Amend Senate File 1236, page 20, line 7, by inserting after the word "competition" the following: ", through competitive bidding".

The amendment was adopted.

Senator Frommelt offered the following amendment:

Amend Senate File 1236, page 2, section 3, line 35, by striking the period (.) and quote (") following the word "comptroller" and insert the following:

" , however, he shall employ one deputy state comptroller selected by the members of the general assembly who are affiliated with the political party representing the largest number of members of the general assembly, and one deputy state comptroller selected by the members of the general assembly who are affiliated with the political party representing the second largest number of members of the general assembly. The term of office for the deputy state comptroller is two years, except that the term of office for the deputies first selected under the provisions of this Act shall be one year."

Senator Frommelt moved the adoption of the amendment and called for a division.

The amendment lost.

Senator Van Gilst offered the following amendment and moved its adoption:

Amend Senate File 1236, page 26, by striking lines 33 and 34, and renumbering subsection 2.

Division was called for.

The amendment lost.

Senator Clarke moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1236) the vote was:

Rule 24 was invoked.

Ayes, 35:

Arbuckle	Dodds	Kyhl	O'Malley
Bass	Doderer	Laverty	Orr
Brownlee	Frommelt	Leonard	Palmer
Clarke	Gaudineer	McGill	Potgeter
Coleman	Glenn	Messerly	Potter
Conklin	Hill	Neu	Rabedeaux
DeKoster	Kosek	Nicholson	Reichardt

Rigler Schaben	Shaff Shirley	Van Gilst Walsh	Weimer
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Nays, 22:

Anderson	Erskine	Lange	Parker
Balloun	Frey	Lucken	Smith
Bortell	Gilley	Mogged	Stephens
Briles	Keith	Mowry	Sullivan
Curran	Klink	Ollenburg	Thordsen
Davis	Lamborn		

Absent or not voting, 4:

DeHart	Denman	Griffin	Hougen
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Clarke moved that the vote by which Senate File 1236 passed the Senate be reconsidered and the motion to reconsider be laid on the table.

On the question "Shall the motion to reconsider be laid on the table?" (S.F. 1236) the vote was:

Ayes, 23:

Bass	Gaudineer	Messery	Rabedeaux
Brownlee	Hill	Neu	Reichardt
Clarke	Keith	Nicholson	Rigler
Coleman	Kosek	O'Malley	Shaff
Conklin	Kyhl	Potgeter	Walsh
DeKoster	Leonard	Potter	

Nays, 31:

Anderson	Frey	Lucken	Shirley
Balloun	Frommelt	McGill	Smith
Bortell	Gilley	Mogged	Stephens
Briles	Glenn	Mowry	Sullivan
Davis	Klink	Ollenburg	Thordsen
Dodds	Lamborn	Orr	Van Gilst
Doderer	Lange	Palmer	Weimer
Erskine	Laverty	Parker	

Absent or not voting, 7:

Arbuckle	DeHart	Griffin	Schaben
Curran	Denman	Hougen	

The motion was lost.

DISTINGUISHED GUEST

Senator Anderson rose on a point of personal privilege and presented to the Senate the Honorable Franklin S. Main, former member of the Senate from Decatur County.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File 139, a bill for an act relating to the establishment of recreational bikeways.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 404, a bill for an act relating to milk used for manufacturing purposes.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1243, a bill for an act relating to the definition, licensing, inspection, and regulation of health care facilities.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1294, a bill for an act relating to the taxation of financial institutions.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1058, a bill for an act legalizing wills.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 1058

Amend Senate File 1058 as follows:

1. Strike from line six (6) "1965" and insert "1964".
2. Strike lines seven (7) and eight (8) and insert:
"2. By striking from line six (6) 'Code 1946 to 1958' and inserting 'Codes 1946 to 1962'."
3. Add after line eight (8) the following:
"3. By adding to said section a new paragraph as follows:
In all instances prior to January 1, 1967, where administrators have failed to publish notice of their appointment as required by section six hundred thirty-three point two hundred thirty (633.230), Code 1966, and executors have failed to publish a notice of admission of the will to probate and their appointment as required by section six hundred thirty-three point three hundred four (633.304), Code 1966, but have published a notice of appointment or notice of admission of the will to probate and of the appointment of the executor, such notice of appointment or notice of admission of the will to probate and of the appointment of the executor, is hereby legalized and shall have the same force and effect as though the same had been published as required."
4. Strike from line twelve (12) "1969" and insert "1964".
5. Strike lines thirteen (13) and fourteen (14) and insert:

"2. By striking from lines seven (7) and eight (8) 'Code 1946 to 1958' and inserting 'Codes 1946 to 1962'."

HOUSE MESSAGES CONSIDERED

House File 139, a bill for an act relating to the establishment of recreational bikeways.

Read first time and **passed on file**.

House File 404, a bill for an act relating to milk used for manufacturing purposes.

Read first time and **passed on file**.

House File 1243, a bill for an act relating to the definition, licensing, inspection, and regulation of health care facilities, and providing for adoption of rules, enforcement procedures, and penalties.

Read first time and **passed on file**.

House File 1294, a bill for an act relating to the taxation of financial institutions, and the taxation of moneys and credits.

Read first time and **passed on file**.

INTRODUCTION OF BILLS

Senate File 1269, by Senator Doderer, a bill for an act to transfer moneys from the unexpended and unencumbered balance of the capital appropriation made by the Sixty-second General Assembly for phase I completion of the Oakdale security medical facility, for the general administration of the Oakdale security medical facility.

Read first time and **passed on file**.

Senate File 1270, by committee on transportation, a bill for an act relating to registration fee of vehicles designed to carry property or more than nine passengers.

Read first time and **placed on calendar**.

Senate File 1271, by committee on higher education, a bill for an act to legalize and validate the proceedings of the board of directors of Iowa central community college (merged area V) and the Fort Dodge community school district, Fort Dodge, Iowa, in regard to the transfer of buildings, real estate, lease agreements, equipment, and books and the repayment of operational costs for the college for the year 1966-67 and to authorize and direct the board of directors of Fort Dodge community school district to execute and deliver to Iowa central community college (merged

area V) a warranty deed for the real estate involved, and to authorize and direct said boards of directors to execute any and all other instruments necessary to complete the transition agreement.

Read first time and placed on calendar.

Senate File 1272, by committee on judiciary, a bill for an act relating to county commissions of hospitalization.

Read first time and placed on calendar.

Senate File 1273, by committee on human and industrial relations, a bill for an act to authorize cooperation between this state and other states which extend a like comity in the collection of delinquent unemployment contributions, penalties, interest, and benefit overpayments.

Read first time and placed on calendar.

BILLS ASSIGNED TO COMMITTEE

President Jepsen announced the assignment of the following bills to committee:

- S. F. 58 Appropriations (under Rule 37)
- S. F. 1259 Judiciary
- S. F. 1260 Commerce
- S. F. 1261 Ways and means
- S. F. 1262 Agriculture
- S. F. 1265 Ways and means
- S. F. 1266 Agriculture
- S. F. 1267 Appropriations
- S. F. 1268 Social services
- H. F. 139 Conservation and recreation
- H. F. 404 Agriculture
- H. F. 642 Cities and towns
- H. F. 1122 Agriculture
- H. F. 1268 Ways and means
- H. F. 1294 Ways and means

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate File 1236 passed the Senate.

BASS VAN GILST

COMMUNICATION FROM THE SECRETARY OF THE SENATE

The Report of the Governor's Cities and Towns Committee has been received and is now on file in the office of the Secretary of the Senate.

EXPLANATION OF VOTE

I was absent from the Senate chamber when the following bills were voted on: House Files 357 and 687, and Senate File 1250. Had I been present I would have voted "aye" on all these bills.

ROBERT R. DODDS

REPORT OF COMMITTEE

Senator Smith submitted the following report:

MR. PRESIDENT: Your committee on higher education, to which was referred **House File 333**, a bill for an act requiring all counties to become part of a merged area, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

MARVIN W. SMITH, Chairman

Ordered passed on file.

*Denotes a unanimous committee vote.

AMENDMENTS FILED

1 Amend Senate File 246 by striking lines 4 through 8,
2 inclusive, and by inserting in lieu thereof the following:
3 "(445.5), Code 1966, is hereby amended by adding the
4 following new paragraph:
5 At the time of payment, the treasurer shall deliver
6 to the taxpayer a statement showing the amount of mill levy
7 for each separate taxing body for the year and the amount of
8 increase or decrease in each such taxing body's mill levy as
9 compared to the levy of the preceding year."

RALPH W. POTTER

1 Amend Senate File 1251 as follows:
2 1. By striking lines 16 through 20 on page 2 and substituting
3 therefor the following:
4 "2. Notwithstanding the provisions of subsection one (1) of
5 this section, insurance on agricultural credit transactions or
6 commitments not exceeding two years in duration may be
7 written up to the amount of the loan or commitment on a non-
8 decreasing or level term plan. Notwithstanding the provisions
9 of subsection one (1) of this section, insurance on education
10 credit transaction commitments may be written for the amount
11 of such commitment that has not been advanced by the creditor."
12 2. By striking lines 22 through 35 on page 3 and lines 1
13 through 5 on page 4 and substituting therefor the following:
14 "2. For decreasing term credit life insurance single premiums
15 calculated at a rate of seventy-five cents per annum per
16 one hundred dollars of initial amount of insurance shall

17 be considered reasonable and acceptable for all purposes under
 18 this act. For level term credit life insurance and for plans of
 19 credit life insurance where premiums are calculated by bracketed
 20 rates according to age or otherwise, or where premiums are
 21 calculated according to monthly outstanding balances, the actuarial
 22 equivalent of the said seventy-five cents shall be considered
 23 reasonable and acceptable hereunder."

24 3. By inserting the following new subsection following line
 25 5 on page 4:

26 "3. For credit accident and health insurance or for credit
 27 disability insurance under a plan where a fourteen day
 28 qualifying period is required, but the insurance is then payable
 29 from the first day of disability, single premiums calculated
 30 according to the following rate scheduled bracketed by term,
 31 shall be considered reasonable and acceptable for all purposes
 32 under this act:

33 14 Day Retroactive Coverage

34 Term	Rate per \$100 initial insurance
35 1 -12 months	\$2.20
36 13-24 months	\$3.00
37 25-36 months	\$4.00
38 37-48 months	\$4.30
39 49-60 months	\$4.70

40 For other plans of credit accident and health insurance and credit
 41 disability insurance and for other methods of premium collection,
 42 the rate shall be the actuarial equivalent of the foregoing rates."

43 4. By inserting the following new subsection following line
 44 5 on page 4:

45 "4. Any insurer may charge rates less than those set forth
 46 herein without prior submission or approval by the insurance
 47 commissioner."

48 5. By inserting the following new subsection following line
 49 5 on page 4:

50 "5. Any insurance company may file for rates higher than
 51 those set forth herein based on reasonable statistical data and
 52 experience and in determining whether to approve or disapprove
 53 any such premium rate filing, the commissioner shall give due
 54 consideration to past and prospective loss experience within this
 55 state and to underwriting practices and judgment and to any other
 56 relevant factors which may be brought to his attention."

57 6. By striking lines 11 through 20 on page 4 and renumbering
 58 the remaining subsections in conformity with this amendment.

59 7. By inserting after line 12 on page 5 the following new
 60 section and renumbering the remaining sections:

61 "Sec. 7. For the purpose of calculating premium tax the total
 62 premium written shall be reduced by only the amount refunded to
 63 debtors on account of cancellation of insurance as provided herein.
 64 Specifically, such premiums shall not be reduced by the amount
 65 of any dividend, premium adjustment or retrospective rate credit.
 66 All commissions, dividends, retrospective rate credits and premium
 67 adjustments shall be included as income for the purpose of calculating
 68 Iowa income tax provided the money so received is not returned to
 69 the borrowers."

70 8. By adding the following new section:

71 "Sec. 12. Agent's licensing.

72 1. Persons shall not be required to be licensed as insurance
73 agents to enroll debtors and collect premiums under group policies
74 of credit life insurance and credit accident and health insurance.

75 2. Persons selling individual policies of credit life or credit
76 accident and health insurance shall be holders of limited licenses
77 for such purposes to be issued without examination for a fee of
78 two dollars annually.

79 3. These sections shall govern the licensing of persons subject
80 to this act, exclusive of all other laws of the state."

81 9. By adding the following new section:

82 "Sec. 13. Chapter two hundred seventy-seven (277), Acts
83 of Sixty-third General Assembly, First Session, section one
84 (1), is hereby amended by striking lines four (4) through
85 twenty-five (25), inclusive.

86 10. By adding the following new section:

87 "Sec. 14. Section five hundred nine point one (509.1),
88 subsection three (3), Code 1966, is hereby amended by
89 adding thereto:

90 'f. A policy or policies of insurance may be procured from
91 an insurer by two or more creditors engaged in the same business,
92 through a business or trade association or otherwise, by combined
93 purchase and payment of premium.' "

WILLIAM F. DENMAN
JAMES E. BRILES
HAROLD THORSDEN
C. JOSEPH COLEMAN
JAMES W. GRIFFIN, SR.
CHARLES G. MOGGED

1 Amend House File 91 by adding the following new section:

2 Sec. 2. The conservation commission may at any time prohibit
3 water skiing if it finds such activities to be damaging to the
4 shoreline of Green Valley Lake.

THOMAS J. FREY

On motion of Senator Rigler, the Senate adjourned until 9:00
a.m., Tuesday, March 3, 1970.

JOURNAL OF THE SENATE

FIFTY-FIRST DAY

SENATE CHAMBER,
DES MOINES, IOWA, TUESDAY, MARCH 3, 1970.

The Senate met in regular session, President pro tempore Lange presiding.

Prayer was offered by the Reverend Robert Martin, pastor of the United Methodist Church, Vincent, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Monday, March 2, 1970, was approved.

PETITIONS

The following petitions were presented and placed on file:

By Senator Orr, from seventy-seven residents of Poweshiek County favoring Senate File 1087, a bill for an act to prohibit the operation of businesses on Sunday.

By Senator Orr, from four residents of Poweshiek County opposing Senate File 1087.

By Senator Reichardt, from thirty-four residents of Story County favoring Senate File 1087.

VISITORS

Forty-six students from Graettinger Community School, Graettinger, Iowa, accompanied by Mrs. Rose Herke and Ron Bartels.

Seventy-three students from Marquette High School, Bellevue, Iowa, accompanied by Sister Mary Vincent and Father Schmidt.

Thirty-one students from Lone Tree Community School, Lone Tree, Iowa, accompanied by LaVerne Barton.

Thirty-seven students from Burger Junior High School, Evansdale, Iowa, and Edison and Logan Junior High Schools, Waterloo, Iowa, accompanied by their advisor, Shirley Miller.

Thirty-three students from Armstrong Community School, Armstrong, Iowa, accompanied by Ken Fisher and Larry Faust.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Chair announced the special order of business for the consideration of Senate File 1251.

CONSIDERATION OF BILLS

Senate File 1251

On motion of Senator Rigler, Senate File 1251, a bill for an act to provide reasonable competition in the sale of credit life and credit accident and health insurance, was taken up and considered.

Senator Denman offered the amendment filed by Senators Denman, et al., on March 2, 1970, and found on pages 703-705, inclusive, of the Senate Journal, and requested that the amendment be considered by divisions:

Division 1.

Amend Senate File 1251 as follows:

1. By striking lines 16 through 20 on page 2 and substituting therefor the following:

"2. Notwithstanding the provisions of subsection one (1) of this section, insurance on agricultural credit transactions or commitments not exceeding two years in duration may be written up to the amount of the loan or commitment on a non-decreasing or level term plan. Notwithstanding the provisions of subsection one (1) of this section, insurance on education credit transaction commitments may be written for the amount of such commitment that has not been advanced by the creditor."

Senator Denman asked and received unanimous consent to withdraw division 1 of the amendment.

Action on the Denman, et al., amendment was temporarily deferred.

Senator Rigler offered the following amendment:

Amend Senate File 1251, page 2, line 18 by striking the words "one year" and inserting in lieu thereof the words "two years".

Senator Rigler moved the adoption of the amendment and called for a division.

The amendment was adopted.

Senator Sullivan offered the following amendment and moved its adoption:

Amend Senate File 1251, page 2, line 10, by inserting after the word "insurance" the words ", except for level term insurance,".

Division was called for.

The amendment lost.

The Senate resumed consideration of the Denman, et al., amendment:

Division 2.

2. By striking lines 22 through 35 on page 3 and lines 1 through 5 on page 4 and substituting therefor the following:

"2. For decreasing term credit life insurance single premiums calculated at a rate of seventy-five cents per annum per one hundred dollars of initial amount of insurance shall be considered reasonable and acceptable for all purposes under this act. For level term credit life insurance and for plans of credit life insurance where premiums are calculated by bracketed rates according to age or otherwise, or where premiums are calculated according to monthly outstanding balances, the actuarial equivalent of the said seventy-five cents shall be considered reasonable and acceptable hereunder."

Senator Weimer moved the adoption of division 2 and requested a roll call.

On the question "Shall division 2 of the Denman, et al., amendment be adopted?" (S.F. 1251) the vote was:

Rule 24 was invoked.

Ayes, 16:

Coleman	Griffin	Laverty	Potter
Denman	Kosek	Mogged	Schaben
Erskine	Kyhl	Nicholson	Sullivan
Frey	Lange	Ollenburg	Thordsen

Nays, 41:

Anderson	Dodds	Lamborn	Parker
Arbuckle	Doderer	Leonard	Potgeter
Balloun	Frommelt	Lucken	Reichardt
Bass	Gaudineer	McGill	Rigler
Bortell	Gilley	Messerly	Shaff
Brownlee	Glenn	Mowry	Shirley
Clarke	Hill	Neu	Smith
Conklin	Hougen	O'Malley	Stephens
Curran	Keith	Orr	Van Gilst
DeHart	Klink	Palmer	Walsh
DeKoster			

Voting present, 1:

Weimer

Absent or not voting, 3:

Briles	Davis	Rabedeaux
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Division 2 of the amendment lost.

Senator Denman asked and received unanimous consent to withdraw divisions 3, 4, 5, 6 and 8 of the amendment.

Division 7.

7. By inserting after line 12 on page 5 the following new section and renumbering the remaining sections:

"Sec. 7. For the purpose of calculating premium tax the total premium written shall be reduced by only the amount refunded to debtors on account of cancellation of insurance as provided herein. Specifically, such premiums shall not be reduced by the amount of any dividend, premium adjustment or retrospective rate credit. All commissions, dividends, retrospective rate credits and premium adjustments shall be included as income for the purpose of calculating Iowa income tax provided the money so received is not returned to the borrowers."

On motion of Senator Rigler, division 7 of the amendment was adopted.

Division 9.

9. By adding the following new section:

"Sec. 13. Chapter two hundred seventy-seven (277), Acts of Sixty-third General Assembly, First Session, section one (1), is hereby amended by striking lines four (4) through twenty-five (25), inclusive.

On motion of Senator Rigler, division 9 of the amendment was adopted.

Division 10.

10. By adding the following new section:

"Sec. 14. Section five hundred nine point one (509.1), subsection three (3), Code 1966, is hereby amended by adding thereto:

'f. A policy or policies of insurance may be procured from an insurer by two or more creditors engaged in the same business, through a business or trade association or otherwise, by combined purchase and payment of premium.'"

On motion of Senator Rigler, division 10 of the amendment was adopted.

Senator Rigler offered the following amendment and moved its adoption:

Amend Senate File 1251, page 6, by striking all of section 10 and inserting in lieu thereof the following:

"Sec. 10. Section five hundred thirty-six point twenty-six (536.26), Code 1966, is hereby amended by striking the words 'by this section' in line five (5) and adding in lieu thereof the words 'by law' and by striking lines twelve (12) through sixty-six (66), inclusive."

The amendment was adopted.

Senator Rigler asked and received unanimous consent to withdraw the following amendment:

Amend Senate File 1251 as follows:

By striking lines four (4) through seven (7) on page one (1), and inserting in lieu thereof the following:

"Section 1. Scope. All life insurance and all accident and health insurance in connection with loans or other credit transactions of less than ten (10) years duration shall be subject to the provisions of this Act. Insurance in connection with a loan or other credit transaction of ten (10) years duration or more shall not be subject to the provisions of this Act, nor shall insurance be subject to the provisions of this Act where the issuance of such insurance is an isolated transaction on the part of the insurer not related to an agreement or a plan for insuring debtors of the creditor."

Senator Rigler moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1251) the vote was:

Ayes, 55:

Anderson	Doderer	Lamborn	Parker
Arbuckle	Erskine	Lange	Potgeter
Balloun	Frey	Laverty	Potter
Bortell	Frommelt	Leonard	Rigler
Briles	Gaudineer	Lucken	Schaben
Brownlee	Gilley	McGill	Shaff
Clarke	Glenn	Messerly	Shirley
Coleman	Griffin	Mowry	Smith
Conklin	Hill	Neu	Stephens
Curran	Hougen	Nicholson	Thordsen
Davis	Keith	Ollenburg	Van Gilst
DeKoster	Klink	O'Malley	Walsh
Denman	Kosek	Orr	Weimer
Dodds	Kyhl	Palmer	

Nays, 4:

DeHart	Mogged	Reichardt	Sullivan
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Absent or not voting, 2:

Bass	Rabedeaux
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Rigler, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Jepsen presiding.

BEST WISHES TO THE UNIVERSITY OF IOWA BASKETBALL TEAM

President Jepsen announced he had sent the following telegram:
March 2, 1970

Coach Ralph Miller and the Iowa Hawks
University of Iowa
Iowa City, Iowa

The Senate of Iowa salutes you! Your efforts and winning ways have

brought great credit and fame for the University of Iowa and the State of Iowa.

Best of luck. We are pulling for you all the way!

ROGER W. JEPSEN

Lieutenant Governor of Iowa

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1311, a bill for an act relating to the power of the conservation commission to exercise jurisdiction over lands to be used for park purposes.

WILLIAM R. KENDRICK, Chief Clerk

INTRODUCTION OF BILL

Senate File 1274, by committee on schools, a bill for an act relating to publication requirements of notice of election on school bonds.

Read first time and placed on calendar.

HOUSE MESSAGE CONSIDERED

House File 1311, a bill for an act relating to the power of the conservation commission to exercise jurisdiction over lands to be used for park purposes and to lease, with approval of the executive council, the area in Winneshiek County containing the Cold Water Cave for investigation, research and preservation.

Read first time and passed on file.

HOUSE AMENDMENT CONSIDERED

Senate File 596

Senator Mowry called up for consideration Senate File 596, a bill for an act relating to real property titles, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 596, line 15, by striking the figures "1969" and inserting in lieu thereof the figures "1970".

The Senate concurred in the House amendment.

Senator Mowry moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 596) the vote was:

Ayes, 50:

Anderson	Erskine	Laverty	Potgeter
Arbuckle	Frey	Leonard	Reichardt
Balloun	Frommelt	Lucken	Rigler
Bass	Gaudineer	McGill	Schaben
Bortell	Gilley	Mowry	Shaff
Briles	Glenn	Neu	Shirley
Brownlee	Hill	Nicholson	Stephens
Coleman	Keith	Ollenburg	Sullivan
Conklin	Klink	O'Malley	Thordsen
Davis	Kosek	Orr	Van Gilst
DeHart	Kyhl	Palmer	Walsh
DeKoster	Lamborn	Parker	Weimer
Dodds	Lange		

Nays, none.**Absent or not voting, 11:**

Clarke	Doderer	Messerly	Rabedeaux
Curran	Griffin	Mogged	Smith
Denman	Hougen	Potter	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

UNFINISHED BUSINESS**Senate File 1167**

On motion of Senator Walsh, Senate File 1167, a bill for an act relating to county transportation franchises, was taken up for further consideration.

Senator Walsh moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1167) the vote was:

Ayes, 53:

Anderson	Frey	Lucken	Potter
Arbuckle	Frommelt	McGill	Reichardt
Balloun	Gaudineer	Messerly	Rigler
Bortell	Gilley	Mogged	Schaben
Briles	Glenn	Mowry	Shaff
Brownlee	Griffin	Neu	Shirley
Coleman	Keith	Nicholson	Smith
Conklin	Klink	Ollenburg	Stephens
Curran	Kyhl	O'Malley	Sullivan
Davis	Lamborn	Orr	Thordsen
DeHart	Lange	Palmer	Van Gilst
DeKoster	Laverty	Parker	Walsh
Dodds	Leonard	Potgeter	Weimer
Erskine			

Nays, none.**Absent or not voting, 8:**

Bass	Denman	Hill	Kosek
Clarke	Doderer	Hougen	Rabedeaux

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Walsh moved that the vote by which Senate File 1167 passed the Senate be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MOTION TO RECONSIDER ADOPTED

Senator Doderer called up the following motion filed February 24, 1970, and moved its adoption:

I move to reconsider the vote by which Senate File 508 failed to pass the Senate.

Senator O'Malley took the chair at 2:30 p.m.

Roll call was requested.

On the question "Shall the motion to reconsider be adopted?" (S.F. 508) the vote was:

Ayes, 36:

Anderson	Dodds	Mogged	Potter
Balloun	Doderer	Neu	Reichardt
Bortell	Frey	Nicholson	Rigler
Briles	Gaudineer	Ollenburg	Schaben
Brownlee	Glenn	O'Malley	Shirley
Coleman	Lamborn	Orr	Thordsen
Conklin	Laverty	Palmer	Van Gilst
DeKoster	Leonard	Parker	Walsh
Denman	McGill	Potgeter	Weimer

Nays, 19:

Arbuckle	Erskine	Kosek	Mowry
Bass	Gilley	Kyhl	Smith
Clarke	Griffin	Lange	Stephens
Davis	Keith	Lucken	Sullivan
DeHart	Klink	Messerly	

Absent or not voting, 6:

Curran	Hill	Rabedeaux	Shaff
Frommelt	Hougen		

The motion prevailed.

Senator Doderer moved to reconsider the vote by which Senate File 508 went to its last reading, which motion prevailed.

CONSIDERATION OF BILLS

Senate File 508

On motion of Senator Walsh, Senate File 508, a bill for an act relating to distribution of food stamps, surplus foods, or other commodities, was taken up for further consideration.

Senator Walsh moved to reconsider the vote by which the following amendment as amended was adopted, which motion prevailed:

Amend Senate File 508 by striking everything after the enacting clause and inserting in lieu thereof the following:

Section 1. Chapter one hundred sixty-five (165), Acts of the Sixty-third General Assembly, First Session, is hereby amended by striking section twenty-three (23) and inserting the following in lieu thereof:

"Sec. 23. Each county shall participate in the federal food stamp program and may participate in the federal commodity program. The county board of supervisors shall provide for the distribution of food stamps to needy persons in each incorporated municipality within the county at least one time per week and shall designate the locations for such distributions. In addition, food stamps shall be distributed during emergencies in the county as determined by the county board of social welfare. Locations of distribution centers and the times of operation shall be posted in a public place in each municipality."

Senator Mogged moved to reconsider the vote by which the following amendment to the amendment was adopted, which motion prevailed:

Amend the Walsh amendment to Senate File 508, filed February 12, 1970, by striking in line 13 the words "one time per week" and adding in lieu thereof the words "once every two weeks".

Senator Mogged asked and received unanimous consent to withdraw the amendment.

Senator Doderer offered the following amendment to the amendment and moved its adoption:

Amend the Walsh amendment to Senate File 508, filed February 12, 1970, by adding the following after the word "municipality" in line 12 thereof: "having a population in excess of seven hundred fifty (750) persons".

The amendment to the amendment was adopted.

Senator Potgeter asked and received unanimous consent to call up the following amendment to the amendment filed by him on February 13, 1970:

Amend the Walsh amendment to Senate File 508, filed February 12, 1970, found on page 478 of the Senate Journal, as follows:

1. Line 13, by striking the word "week" and inserting in lieu thereof the word "month".

On motion of Senator Potgeter, the amendment to the amendment was adopted.

On motion of Senator Walsh, his amendment as amended was adopted.

Senator Kosek moved that a fiscal note be requested on the bill.

Division was called for.

The motion was lost.

Senator Walsh moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 508) the vote was:

Ayes, 39:

Anderson	Denman	McGill	Reichardt
Balloun	Dodds	Mogged	Rigler
Bass	Doderer	Neu	Schaben
Bortell	Frey	Nicholson	Shaff
Briles	Frommelt	Ollenburg	Shirley
Brownlee	Gaudineer	O'Malley	Thordsen
Coleman	Glenn	Orr	Van Gilst
Conklin	Lamborn	Palmer	Walsh
Curran	Laverty	Potgeter	Weimer
DeKoster	Leonard	Potter	

Nays, 16:

Arbuckle	Hougen	Lange	Parker
DeHart	Keith	Lucken	Smith
Erskine	Klink	Messerly	Stephens
Gilley	Kyhl	Mowry	Sullivan

Absent or not voting, 6:

Clarke	Griffin	Kosek	Rabedeaux
Davis	Hill		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

President Jepsen took the chair at 3:15 p.m.

SENATE INSISTS

House File 1197

Senator Hougen called up House File 1197, a bill for an act relating to vacations for state employees, amended by the Senate, and moved that the Senate insist on its amendment.

Division was called for.

The motion prevailed and the Senate insisted on its amendment.

APPOINTMENT OF CONFERENCE COMMITTEE

President Jepsen announced the appointment of the following conference committee on **House File 1197**, on the part of the Senate: Senators Hougen, chairman; Doderer, DeHart and Nicholson.

MOTION TO RECONSIDER ADOPTED

Senator Frey called up the following motion filed by him on February 25, 1970, and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which House File 91 failed to pass the Senate.

Division was called for.

The motion prevailed.

Senator Frey moved to reconsider the vote by which House File 91 went to its last reading, which motion prevailed.

CONSIDERATION OF BILLS

House File 91

On motion of Senator Parker, a bill for an act to permit the conservation commission to promulgate, for experimental purposes, special rules relating to the operation of watercraft and other water-oriented activity on Green Valley Lake, near the city of Creston, was taken up for further consideration.

Senator Frey offered the following amendment and moved its adoption:

Amend House File 91 by adding the following new section:

Sec. 2. The conservation commission may at any time prohibit water skiing if it finds such activities to be damaging to the shoreline of Green Valley Lake.

The amendment was adopted.

Senator Parker moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 91) the vote was:

Rule 24 was invoked.

Ayes, 37:

Anderson	Clarke	Gaudineer	Lamborn
Arbuckle	Coleman	Gilley	Lange
Balloun	Conklin	Griffin	Leonard
Bass	Davis	Hougen	Messery
Bortell	Denman	Keith	Mogged
Briles	Dodds	Klink	Mowry
Brownlee	Frey	Kyhl	Ollenburg

Palmer
Parker
Potgeter

Potter
Reichardt

Schaben
Sullivan

Thordson
Walsh

Nays, 21:

Curran
DeHart
DeKoster
Doderer
Erskine
Frommelt

Glenn
Kosek
Lavery
Lucken
McGill

Neu
Nicholson
O'Malley
Orr
Rigler

Shaff
Shirley
Smith
Stephens
Van Gilst

Absent or not voting, 3:

Hill

Rabedeaux

Weimer

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

SUBSTITUTION

Senator Rigler asked and received unanimous consent that **House File 1243** be substituted for **Senate File 1258**.

SPECIAL ORDER

Senator Rigler asked and received unanimous consent that **House File 1243** be made a special order of business for Monday, March 9, 1970, at 10:00 a.m.

BILLS ASSIGNED TO COMMITTEE

President Jepsen announced the assignment of the following bills to committee:

- S. F. 1269 Appropriations
- H. F. 1198 Appropriations (under Rule 37)
- H. F. 1311 Iowa development

REPORTS OF COMMITTEES

Senator Walsh submitted the following report:

MR. PRESIDENT: Your committee on cities and towns, to which was referred **Senate File 505**, a bill for an act relating to municipal utility retirement systems, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

JOHN M. WALSH, Chairman

Ordered passed on file.

Senator Griffin submitted the following report:

MR. PRESIDENT: Your committee on commerce, to which was referred **House File 1169**, a bill for an act relating to the investment of funds of life insurance companies, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

JAMES W. GRIFFIN, SR., Chairman

Ordered passed on file.

Senator Neu submitted the following report:

MR. PRESIDENT: Your committee on environmental preservation, to which was referred **House File 1198**, a bill for an act relating to the sale and use of fertilizers and pesticides, creating a fertilizer and pesticide review board and making an appropriation therefor, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

Amend House File 1198 as passed by the House as follows:

1. By striking on page 1, line 9, the words "administrative officer" and by inserting in lieu thereof the word "chairman".
2. By striking on page 2, line 9, the second word "and" and inserting in lieu thereof the word "or".
3. By striking on page 2, lines 13 and 14, and inserting in lieu thereof the following: "1. The dean, college of veterinary medicine, Iowa State university of science and technology, or his designee;"
4. By striking on page 2, lines 17 and 18, and inserting in lieu thereof the following: "3. A staff representative of the state soil conservation committee appointed by the chairman of the state soil conservation committee;"
5. By striking on page 4, lines 24 through 26.
6. By striking on page 5, lines 5 through 8.

ARTHUR A. NEU, Chairman

Ordered passed on file.

Senator Conklin submitted the following report:

MR. PRESIDENT: Your committee on schools, to which was referred **House File 204**, a bill for an act relating to librarians and guidance counselors for junior and senior high schools, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

Amend House File 204 as follows:

1. By striking from page 1, line 10, the words "The librarian may" and inserting in lieu thereof the words "At least one librarian shall".
2. By striking from page 1, line 11, the words "or may devote only part time" and inserting in lieu thereof the words "who may devote only part time but not less than one-half time".
3. By striking from page 1, line 14, the word "may" and inserting in lieu thereof the word "shall".
4. By striking from page 2, line 2, the words "The guidance counselor may" and inserting in lieu thereof the words "At least one guidance counselor shall".
5. By striking from page 2, line 3, the words "or may devote only part time" and inserting in lieu thereof the words "who may devote only part time but not less than one-half time".
6. By striking from page 2, line 6, the word "may" and inserting in lieu thereof the word "shall".

W. CHARLENE CONKLIN, Chairman

Ordered passed on file.

Senator Shaff submitted the following report:

MR. PRESIDENT: Your committee on ways and means, to which was referred House File 1294, a bill for an act relating to the taxation of financial institutions, begs leave to report it has had the same under consideration and recommends the same do pass.

ROGER J. SHAFF, Chairman

Ordered passed on file.

*Denotes a unanimous committee vote.

AMENDMENTS FILED

- 1 Amend Senate File 421 by adding a new section following section 1:
 2 Sec. 2. RATE FILING AND APPROVAL.
 3 1. All schedules for premium rates designed for use with any credit
 4 life or credit accident and health insurance policy or certificate issued
 5 or used in this state shall be filed with the commissioner. Each rate
 6 filing shall state the proposed effective date therein.
 7 2. The filings shall be accompanied by the information upon which
 8 insurer supports the rate filing and such information shall be sufficient
 9 to support and maintain a minimum loss ratio of fifty percent. When a
 10 rate filing is not accompanied by the information upon which the
 11 supports such filing, and the commissioner does not have sufficient in-
 12 formation to determine whether the filing will support fifty percent
 13 minimum loss ratio, he shall require the insurer to furnish such information
 14 and in such event the period of examination shall commence as of the
 15 such information is received.
 16 3. The commissioner shall within thirty days after the receipt of any
 17 premium rate filing disapprove such filing if the premium rate charged
 18 to be charged appears to be such that it will not produce and maintain
 19 minimum loss ratio of fifty percent for that class of business. In
 20 mining whether to disapprove any such premium rate filing, the com-
 21 shall give due consideration to past and prospective loss experience
 22 in this state, to underwriting practice and judgment to the extent
 23 appropriate, and any other relevant factors.
 24 4. If the commissioner notifies the insurer that the premium rate
 25 is disapproved, it shall be unlawful thereafter for such insurer to issue
 26 or use the policy form or certificate for which such rate filing was made
 27 until a revised rate filing is approved by the commissioner.
 28 5. Any insurer may revise its schedules or premium rates from time
 29 time and all such revised filing shall be subject to the provisions of
 30 this section.
 31 6. The commissioner may, at any time after a hearing held not less
 than

- 32 twenty days after written notice to the insurer, withdraw his approval of
 33 any rate filing if in his judgment the insurer's rate filing produces a
 34 loss ratio of less than the percentage approved for use in this state.
 35 The written notice of such hearing shall state the reason for the pro-
 36 posed withdrawal.
 37 7. Any order or final determination of the commissioner under the
 38 provisions of this section shall be subject to judicial review.

LEE H. GAUDINEER, JR.
 WILLIAM D. PALMER
 ROBERT R. DODDS

- 1 Amend Senate File 1244, page 1, line 4, by inserting after
 2 the word "amended" the following: "by striking all that
 3 portion of the last sentence beginning with semi-colon in
 4 line twenty-one (21), and by placing a period after the word
 5 'railroad'".

WILLIAM F. DENMAN

- 1 Amend Senate File 1244 as follows:
 2 By striking the period in line 11 and adding after the
 3 word "company" the following: "for that portion of the crossing
 4 lying between the rails of their tracks, and one foot outside of
 5 each rail thereof and upon the highway authority for that portion
 6 of the crossing lying outside thereof."

WILLIAM F. DENMAN

- 1 Amend Senate File 1253 by striking all after the enacting
 2 clause and inserting in lieu thereof the following:
 3 "Section 1. Chapter five hundred nine (509), Code 1966, is
 4 hereby amended by adding thereto the following new section:
 5 'Any person insured under a group life insurance policy may
 6 assign the rights, benefits and all other incidents of ownership
 7 conferred on him by any provision of such policy or by law, in-
 8 cluding specifically and not by way of limitation the right, if
 9 any, to have issued to him an individual policy and the right to
 10 name a beneficiary. Subject to the terms of the policy or agree-
 11 ment between the insured, the group policyholder and the insurer,
 12 any such assignment, whether made before or after the effective
 13 date of this act, is valid for the purpose of vesting in the as-
 14 signee, in accordance with any provisions included therein as to
 15 the time at which it is to be effective, all rights, benefits and
 16 incidents of ownership conferred upon the insured under the poli-
 17 cy and shall entitle the insurer to deal with the assignee as the
 18 owner of such rights, benefits and incidents of ownership, provid-
 19 ed the insurer shall not be affected by any assignment until he
 20 has received written notice thereof. This section shall be con-
 21 strued as declaring the law as it existed prior to its enactment
 22 and not as modifying it.'

CHARLES F. BALLOUN

- 1 Amend House File 1156 as follows:
 2 1. Page 3, line 15, by inserting after the word "court"
 3 the words "or a commissioner appointed by the court".
 4 2. Page 4, line 12, by inserting after the word "costs"
 5 the following words "unless the court determines that the

6 party responsible for costs is indigent in which event the
7 fees shall be borne by the county”.

8 3. Page 5, by striking lines 30 through 35, inclusive,
9 and page 6, by striking lines 1, 2, and 3 and by inserting in
10 lieu thereof the following paragraph:

11 “The court shall require such parties to undergo con-
12 ciliation for a period of at least ninety days from the
13 issuance of an order setting forth the conciliation procedure
14 and the conciliator. Such conciliation procedures may include,
15 but shall not be limited to, referrals to the domestic relations
16 division of the court, if established, public or private mar-
17 riage counselors, family service agencies, community mental
18 health centers, physicians and clergymen. Conciliation may
19 be waived by the court upon a showing of good cause; provided,
20 however, that it shall not be waived if either party or the
21 attorney appointed pursuant to section thirteen (13) of this
22 Act objects.”

23 4. Page 7, line 6, by striking the word “sixty” and by
24 inserting in lieu thereof “ninety”.

25 5. Page 7, line 9, by inserting before the period the
26 words “or until after conciliation is completed, whichever
27 period shall be longer”.

28 6. Page 7, line 16, by striking the words “sixty-day
29 period” and by inserting the words “applicable period”.

30 7. Page 8, by striking from lines 4 and 5 the words
31 “and take receipts therefor”.

32 8. Page 8, by striking lines 8 through 13, inclusive,
33 and inserting in lieu thereof the word “attorneys.”

34 9. Page 10, by striking lines 9 through 21, inclusive
35 and renumbering the remaining sections.

36 10. Page 11, line 47, by striking all of the section
37 after the word “assistance” and inserting a period.

ARTHUR A. NEU
J. LESLIE LEONARD

LUCAS J. DeKOSTER
GEORGE O'MALLEY
MINNETTE DODERER

1 Amend House File 1156 as follows:

2 1. Page 4, line 12, by inserting after the word “costs”
3 the following words “unless the court determines that the
4 party responsible for costs is indigent in which event the
5 fees shall be borne by the county”.

6 2. Page 5, by striking lines 30 through 35, inclusive.

7 3. Page 6, by striking lines 1 through 9, inclusive.

JOHN L. MOWRY

1 Amend House File 1156, page 6, by striking lines 16 through
2 27 inclusive and by inserting in lieu thereof the following:

3 “The court shall, based upon competent and relevant
4 evidence, in such decree provide for the division of the assets
5 of the parties and reasonable support or maintenance of any de-
6 pendent children or either spouse.”

LEE H. GAUDINEER, JR.
LUCAS J. DeKOSTER
GEORGE O'MALLEY
ALAN SHIRLEY

WILLIAM DENMAN
JOHN MOWRY
ARTHUR A. NEU
CHESTER O. HOUGEN

- 1 Amend the committee on judiciary amendment to House
 2 File 1156, filed February 27, 1970, found on pages 666
 3 through 682 of the Senate Journal as follows:
- 4 1. Lines 41, 44, and 46, by striking the figure "200,000"
 - 5 and inserting in lieu thereof the words "two hundred
 6 thousand".
 - 7 2. Line 55, by striking the words "of Iowa".
 - 8 3. By striking lines 116 through 120, inclusive, and
 9 inserting in lieu thereof the words "expense fund. In
 10 judicial".
 - 11 4. Lines 155 and 165, by striking the words "county wel-
 12 fare departments" and inserting in lieu thereof "county
 13 boards of social welfare".
 - 14 5. Line 164, by striking the word "state".
 - 15 6. Line 166, by striking the word "departments" and in-
 16 sserting in lieu thereof the word "agencies".
 - 17 7. Line 195, by inserting before the word "court" the
 18 word "district".
 - 19 8. Line 209, by striking the word "constitute" and in-
 20 sserting in lieu thereof the words "tend to cause".
 - 21 9. Line 245, by striking the word "constitute" and insert-
 22 ing in lieu thereof the words "tend to cause".
 - 23 10. Line 328, by striking the words "district court
 24 clerk" and inserting in lieu thereof the words "clerk of
 25 the district court".
 - 26 11. Line 505, by striking the words "welfare department
 27 of the county" and inserting in lieu thereof the words
 28 "county board of social welfare".
 - 29 12. Line 765, by striking the words "Corroboration of
 30 Petitioner."
 - 31 13. Line 864, by striking the word and figure "five (5)"
 32 and inserting in lieu thereof the word and figure "seven (7)".
 - 33 14. Line 882, by striking the word "divorce" and inserting
 34 in lieu thereof the words "dissolution of marriage".

ARTHUR A. NEU

- 1 Amend the committee on judiciary amendment to House File
 2 1156, filed February 27, 1970, and found on page 666 in the
 3 Senate Journal, by striking lines 866 through 872, inclusive,
 4 and inserting in lieu thereof the following:
- 5 Sec. 48. Section five hundred ninety-five point twenty-
 6 five (598.25), Code 1966, is repealed and the following
 7 enacted in lieu thereof:
- 8 "In judicial districts where the family court has not
 9 been established, no dissolution of marriage decree shall be
 10 granted in any proceedings before ninety days has elapsed from
 11 the day the original notice is served, or from the last date
 12 of publication of notice, or from the date that waiver or
 13 acceptance of original notice is filed. During such ninety-
 14 day period the court shall require the parties to undergo
 15 conciliation procedures, the nature of which shall be specified
 16 or authorized by the court and may include referrals to public
 17 or private marriage counselors or family service agencies,
 18 community mental health centers, physicians, or clergymen.
 19 The county shall bear the costs of such procedures, if any,

20 unless otherwise ordered by the court. However, the court may
21 in its discretion, on written motion by one of the parties not
22 objected to by the other party nor by any attorney appointed
23 to represent the interests of minor children, supported by
24 affidavit setting forth grounds of emergency or necessity and
25 facts which satisfy the court that immediate action is
26 warranted or required to protect the substantive rights or
27 interest of any party or person who might be affected by the
28 decree, waive the conciliation requirement, hold a hearing,
29 and grant a marriage dissolution decree prior to the expira-
30 tion of the ninety-day period, provided that requirements of
31 notice have been complied with. In such case the grounds of
32 emergency or necessity and the facts with respect thereto
33 shall be recited in the decree unless otherwise ordered by
34 the court."

ARTHUR A. NEU
J. LESLIE LEONARD
GEORGE O'MALLEY
LUCAS J. DeKOSTER
MINNETTE DODERER

On motion of Senator Rigler, the Senate adjourned until 9:00
a.m., Wednesday, March 4, 1970.

JOURNAL OF THE SENATE

FIFTY-SECOND DAY

SENATE CHAMBER,
DES MOINES, IOWA, WEDNESDAY, MARCH 4, 1970.

The Senate met in regular session, President Jepsen presiding.

Prayer was offered by the Reverend Larry Suggs, pastor of the First United Methodist Church, Marion, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Tuesday, March 3, 1970, was approved.

PETITIONS

The following petitions were received and placed on file:

From sixteen residents of Des Moines County opposing taxation on churches.

From twenty-eight residents of Decatur County opposing House File 1313, relating to deer hunting licenses for landlords and tenants.

DISTINGUISHED GUESTS

Senator Balloun rose on a point of personal privilege and presented to the Senate the Honorable Lawrence Putney, former member of the Senate and the House of Representatives from Tama County.

Senator Laverty rose on a point of personal privilege and presented to the Senate the Honorable Stanley M. Heaberlin, former member of the Senate from Marion County.

VISITORS

Eight students from Boyden-Hull High School, accompanied by Mrs. L. J. DeKoster and Mrs. Pat Wright.

Seventy-two students from Cerro Gordo and surrounding counties, accompanied by Mrs. Jeffrey, Mrs. Roe, Mrs. Carlson, Mrs. Murray, Mrs. Smith and Mrs. Ogren.

Fifty-eight students from Davis School, Grinnell, Iowa, accompanied by Mrs. White, Mrs. Pederson and Mr. Bakerink.

A group of students from Pleasantville, Iowa, accompanied by Marvin Cook and John Danks.

Fifty-two students from Southeast Warren Community School, Liberty Center, Iowa, accompanied by John Burrell.

Eighty students from the Tripoli Community School, Tripoli, Iowa, accompanied by Mr. Kirchoff.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Chair announced the special order of business for the consideration of House File 1156.

CONSIDERATION OF BILLS

House File 1156

On motion of Senator DeKoster, House File 1156, a bill for an act relating to a revision of Iowa law governing divorce and marriage annulment and relating to support payments to welfare recipients under decree for dissolution of marriage, with report of committee recommending passage, was taken up and considered.

COMMITTEE OF THE WHOLE

Senator DeKoster moved that the Senate resolve itself into a committee of the whole.

The motion by Senator DeKoster prevailed and the Senate resolved itself into a committee of the whole.

Senator Neu explained the amendment by the committee on judiciary.

Senator Hill raised a point of order on the amendment for the reason that it was not germane to the main bill.

The Chair ruled the point not well taken and the amendment in order.

Senator Neu moved that the Senate use the amendment by the committee on judiciary as the vehicle for the consideration of House File 1156.

Roll call was requested.

On the question "Shall the motion be adopted?" (H.F. 1156) the vote was:

Ayes, 35:

Clarke

Coleman

Conklin

Curran

Davis	Griffin	Messerly	Reichardt
DeKoster	Hougen	Neu	Schaben
Denman	Keith	Ollenburg	Shirley
Doderer	Klink	O'Malley	Smith
Erskine	Kosek	Orr	Thordsen
Frey	Lavery	Palmer	Van Gilst
Frommelt	Leonard	Parker	Walsh
Gaudineer	McGill	Potter	

Nays, 22:

Anderson	Brownlee	Lange	Rabedeaux
Arbuckle	DeHart	Lucken	Rigler
Balloun	Dodds	Mogged	Shaff
Bass	Gilley	Mowry	Stephens
Bortell	Glenn	Potgeter	Sullivan
Briles	Kyhl		

Absent or not voting, 4:

Hill	Lamborn	Nicholson	Weimer
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The motion prevailed.

On motion of Senator Rigler, the Senate arose from the committee of the whole and resumed regular session.

On motion of Senator Rigler, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President pro tempore Lange presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the Speaker of the House has appointed, on the part of the House, as members of the conference committee on:

Senate File 628, a bill for an act to establish definitions and standards for frozen desserts, the following Representatives: Mr. Strothman of Henry, chairman; Mr. Fisher of Greene, Mr. Knight of Humboldt-Pocahontas and Mr. Cochran of Webster.

Also: That the Speaker of the House has appointed, on the part of the House, as members of the conference committee on:

House File 1197, a bill for an act relating to vacations for state employees, the following Representatives: Mr. Edgington of Franklin, chairman; Mr. Crabb of Crawford, Mr. Freeman of Buena Vista and Mr. Crosier of Linn.

Also: That the House has amended Senate amendment to, concurred in Senate amendment as amended, and passed the following bill in which the concurrence of the House was asked:

House File 633, a bill for an act to encourage competition among certain casualty insurance companies in rate making.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE AMENDMENT TO SENATE AMENDMENT TO
HOUSE FILE 633

Amend the Senate amendment to House File 633 as follows:

1. Line 6, by striking the word "subsequently".
2. Line 7, by inserting after the word "commissioner" the words "within sixty days after it has been filed".

INTRODUCTION OF BILL

Senate File 1275, by committee on appropriations, a bill for an act relating to the salary of the commissioner of health.

Read first time and placed on calendar.

SENATOR EXCUSED

Senator Van Gilst asked and received unanimous consent that Senator Hill be excused for the remainder of the week.

The Senate stood at ease until the fall of the gavel.

SPECIAL ORDER CONTINUED

House File 1156

The Senate resumed consideration of House File 1156.

Senator Rigler moved that the Senate resolve itself into a committee of the whole, which motion prevailed.

Senator Rigler moved to reconsider the vote by which the Senate committee of the whole adopted the motion to use the amendment by the committee on judiciary as a vehicle for the consideration of House File 1156.

Senator Glenn raised a point of order on the motion under Senate Rule 25.

The Chair ruled the point well taken.

Senator Keith moved to reconsider the vote by which the Senate committee of the whole adopted the motion to use the amendment by the committee on judiciary as a vehicle for the consideration of House File 1156.

Roll call was requested.

On the question "Shall the motion to reconsider be adopted?" (H.F. 1156) the vote was:

Rule 24 was invoked.

Ayes, 37:

Anderson	Davis	Lange	Potgeter
Arbuckle	Frey	Laverty	Potter
Balloun	Gilley	Lucken	Rabedeaux
Bass	Hougen	Messerly	Rigler
Bortell	Keith	Mogged	Shaff
Briles	Klink	Mowry	Smith
Brownlee	Kosek	Nicholson	Stephens
Clarke	Kyhl	Ollenburg	Sullivan
Conklin	Lamborn	Parker	Thordsen
Curran			

Nays, 23:

Coleman	Erskine	McGill	Schaben
DeHart	Frommelt	Neu	Shirley
DeKoster	Gaudineer	O'Malley	Van Gilst
Denman	Glenn	Orr	Walsh
Dodds	Griffin	Palmer	Weimer
Doderer	Leonard	Reichardt	

Absent or not voting, 1:

Hill

The motion prevailed.

On motion of Senator Rigler, the Senate arose from the committee of the whole and resumed regular session.

Senator Neu offered the amendment filed by Senators Neu, Leonard, et al., on March 3, 1970.

Senator Arbuckle called for a division of the amendment, section 9 to be considered as division 2, and the remainder of the amendment as division 1.

Senator Mowry called for a further division of the amendment as follows:

Division 1—section 1, lines 2 and 3

- 1 Amend House File 1156 as follows:
- 2 1. Page 3, line 15, by inserting after the word "court"
- 3 the words "or a commissioner appointed by the court".

Division 2—section 2, lines 4, 5, 6 and 7

- 4 2. Page 4, line 12, by inserting after the word "costs"
- 5 the following words "unless the court determines that the
- 6 party responsible for costs is indigent in which event the
- 7 fees shall be borne by the county".

Division 3—section 3, 4, 5 and 6, lines 8 through 29

- 8 3. Page 5, by striking lines 30 through 35, inclusive,
- 9 and page 6, by striking lines 1, 2, and 3 and by inserting in
- 10 lieu thereof the following paragraph:
- 11 "The court shall require such parties to undergo con-
- 12 ciliation for a period of at least ninety days from the
- 13 issuance of an order setting forth the conciliation procedure
- 14 and the conciliator. Such conciliation procedures may include,
- 15 but shall not be limited to, referrals to the domestic relations

16 division of the court, if established, public or private mar-
 17 riage counselors, family service agencies, community mental
 18 health centers, physicians and clergymen. Conciliation may
 19 be waived by the court upon a showing of good cause; provided,
 20 however, that it shall not be waived if either party or the
 21 attorney appointed pursuant to section thirteen (13) of this
 22 Act objects."

23 4. Page 7, line 6, by striking the word "sixty" and by
 24 inserting in lieu thereof "ninety".

25 5. Page 7, line 9, by inserting before the period the
 26 words "or until after conciliation is completed, whichever
 27 period shall be longer".

28 6. Page 7, line 16, by striking the words "sixty-day
 29 period" and by inserting the words "applicable period".

Division 4—section 7, lines 30 and 31

30 7. Page 8, by striking from lines 4 and 5 the words
 31 "and take receipts therefor".

Division 5—section 8, lines 32 and 33

32 8. Page 8, by striking lines 8 through 13, inclusive,
 33 and inserting in lieu thereof the word "attorneys."

Division 6—section 9, lines 34 and 35

34 9. Page 10, by striking lines 9 through 21, inclusive
 35 and renumbering the remaining sections.

Division 7—section 10, lines 36 and 37

36 10. Page 11, line 47, by striking all of the section
 37 after the word "assistance" and inserting a period.

On motion of Senator Neu, division 1 of the amendment was adopted.

On motion of Senator Neu, division 2 of the amendment was adopted.

Senator Neu moved the adoption of division 3 of the amendment and requested a roll call.

On the question "Shall Division 3 of the amendment be adopted?" (H.F. 1156) the vote was:

Ayes, 52:

Anderson	Denman	Lamborn	Potter
Arbuckle	Dodds	Lange	Reichardt
Balloun	Doderer	McGill	Rigler
Bass	Erskine	Messerly	Schaben
Bortell	Frey	Mogged	Shaff
Briles	Frommelt	Mowry	Shirley
Brownlee	Gaudineer	Neu	Smith
Clarke	Gilley	Nicholson	Stephens
Coleman	Hougen	Ollenburg	Sullivan
Conklin	Keith	O'Malley	Thordsen
Curran	Klink	Orr	Van Gilst
Davis	Kosek	Palmer	Walsh
DeKoster	Kyhl	Parker	Weimer

Nays, none.

Absent or not voting, 9:

DeHart
Glenn
Griffin

Hill
Laverty

Leonard
Lucken

Potgeter
Rabedeaux

Division 3 of the amendment was adopted.

President Jepsen took the chair at 3:15 p.m.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Mogged from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 1023, 1056, 1066 and 1097.

CHARLES G. MOGGED
Chairman, Senate Committee
ELIZABETH SHAW
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: Senate Files 1023, 1056, 1066 and 1097.

BILLS SENT TO THE GOVERNOR

Senator Mogged, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 4th day of March, 1970, sent to the Governor for his approval: Senate Files 1023, 1056, 1066 and 1097.

CHARLES G. MOGGED, Chairman

Passed on file.

President pro tempore Lange took the chair at 3:30 p.m.

SPECIAL ORDER CONTINUED

House File 1156

The Senate resumed consideration of the Neu, et al., amendment.

On motion of Senator Neu, division 4 of the amendment was adopted.

On motion of Senator Neu, division 5 of the amendment was adopted.

Senator Neu moved the adoption of division 6 of the amendment.

Division was called for.

The amendment lost.

On motion of Senator Neu, division 7 of the amendment was adopted.

Senator Mowry asked and received unanimous consent to withdraw the amendment filed by him on March 3, 1970, and found on page 721 of the Senate Journal.

Senator Gaudineer offered the following amendment by Senators Gaudineer, et al., and moved its adoption:

- 1 Amend House File 1156, page 6, by striking lines 16 through
- 2 27 inclusive and by inserting in lieu thereof the following:
- 3 "The court shall, based upon competent and relevant
- 4 evidence, in such decree provide for the division of the assets
- 5 of the parties and reasonable support or maintenance of any de-
- 6 pendent children or either spouse."

The amendment was adopted.

Senator DeKoster offered the following amendment and moved its adoption:

Amend House File 1156, page 2, line 16, by inserting after the word "address" the words ", if known,".

The amendment was adopted.

Senator DeKoster offered the following amendment and moved its adoption:

Amend House File 1156, page 8, line 3, after the words "court clerk." by adding the following new sentence:
"Such orders shall have the same force and effect as judgments when entered."

The amendment was adopted.

Senator Walsh offered the following amendment:

Amend House File 1156, page 3, line 13, by adding after the word "evidence." the following: "The petition must be prepared by a lawyer representing the petitioner, who shall have been retained to represent the petitioner during the pendency of the action."

Senator Walsh asked and received unanimous consent to withdraw the amendment.

Senator Walsh offered the following amendment and moved its adoption:

Amend House File 1156, page 4, line 4, by striking the word "may" and inserting in lieu thereof the word "shall".

The amendment lost.

Senator DeKoster asked and received unanimous consent to withdraw the amendment filed by the committee on judiciary on February 27, 1970, and found on pages 666-682, inclusive, of the Senate Journal.

Senator Neu moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1156) the vote was:

Ayes, 48:

Arbuckle	Doderer	Lamborn	Potgster
Balloun	Erskine	Lange	Potter
Bass	Frey	Laverty	Rabedeaux
Bortell	Frommelt	Leonard	Reichardt
Brownlee	Gaudineer	McGill	Rigler
Clarke	Gilley	Messerly	Shaff
Conklin	Griffin	Mogged	Shirley
Curran	Hougen	Mowry	Smith
Davis	Keith	Neu	Thordsen
DeKoster	Klink	Nicholson	Van Gilst
Denman	Kosek	Palmer	Walsh
Dodds	Kyhl	Parker	Weimer

Nays, 9:

Anderson	DeHart	O'Malley	Stephens
Briles	Lucken	Schaben	Sullivan
Coleman			

Absent or not voting, 4:

Glenn	Hill	Ollenburg	Orr
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Neu moved that the vote by which House File 1156 passed the Senate be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

SENATE FILE WITHDRAWN

Senator DeKoster asked and received unanimous consent that **Senate File 4** be withdrawn from further consideration of the Senate.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has concurred in Senate amendment to and passed the following bill in which the concurrence of the House was asked:

House File 357, a bill for an act relating to the disability of municipal judges.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 443, a bill for an act relating to reversion of schoolhouse sites.

Also: That the House has concurred in Senate amendment to and passed the following bill in which the concurrence of the House was asked:

House File 663, a bill for an act to provide aid for historical purposes.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1159, a bill for an act relating to the maximum amounts authorized to be levied for principal and interest of bonded indebtedness of certain school corporations.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1209, a bill for an act relating to membership on the board of directors of economic development corporations.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1254, a bill for an act relating to the rule-making authority of the state department of health.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE MESSAGES CONSIDERED

House File 443, a bill for an act relating to reversion of schoolhouse sites.

Read first time and **passed on file**.

House File 1254, a bill for an act relating to the rule-making authority of the state department of health.

Read first time and **passed on file**.

MOTION TO RECONSIDER ADOPTED

Senator Rigler called up the following motion filed by Senator Gaudineer on February 27, 1970:

MR. PRESIDENT: I move to reconsider the vote by which Senate File 421 passed the Senate.

Senator Rigler asked and received unanimous consent that the motion be adopted.

Senator Rigler asked and received unanimous consent to reconsider the vote by which Senate File 421 went to its last reading.

CONSIDERATION OF BILLS

Senate File 421

On motion of Senator Rigler Senate File 421, a bill for an act relating to the amount of credit life insurance that can be sold to a debtor, was taken up for further consideration.

Senator Rigler asked and received unanimous consent that **Senate File 421** be re-referred to the committee on commerce.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate File 1251 passed the Senate.

J. DONALD WEIMER

REPORTS OF COMMITTEES

Senator Messerly submitted the following reports:

MR. PRESIDENT: Your committee on appropriations, to which was referred **Senate File 58**, a bill for an act relating to the compensation for members of examining boards, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

FRANCIS L. MESSERLY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations, to which was referred **Senate File 1202**, a bill for an act relating to the biennial appropriation of the higher education facilities commission, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

FRANCIS L. MESSERLY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations, to which was referred **Senate File 1232**, a bill for an act relating to the establishment of sanitary disposals and providing for violations thereof, begs leave to report it has had the same under consideration and recommends the same **do pass**.

FRANCIS L. MESSERLY, Chairman

Ordered passed on file.

Senator Briles submitted the following reports:

MR. PRESIDENT: Your committee on county government, to which was referred **House File 1063**, a bill for an act relating to the sale of real property for delinquent taxes, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JAMES E. BRILES, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on county government, to which was referred **House File 1155**, a bill for an act relating to certain expenditures by county boards of supervisors, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JAMES E. BRILES, Chairman

Ordered passed on file.

Senator Lucken submitted the following report:

MR. PRESIDENT: Your committee on human and industrial relations, to

which was referred **Senate File 1084**, a bill for an act relating to collective bargaining in public employment, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

Amend Senate File 1084 as follows:

1. Page 16, by striking lines 18 through 32, inclusive, and inserting in lieu thereof the following:

"It shall be unlawful for any public employee or any employee organization representing any public employees to induce, instigate, ratify, or participate in a strike against a public employer. For purposes of this section and section twenty-two (22) of this Act "strike" shall include:

1. Any stoppage of work or any concerted refusal to render service or perform duties
- a. As required by an existing collective bargaining agreement, or
- b. To coerce a public employer to enter into a collective bargaining agreement.

2. Any sanction imposed by an employee organization causing or seeking to induce anyone not to seek employment with a public employer."

2. Page 17, by inserting after line 35 a new subsection as follows:

"A permanent injunction issued by the court upon a finding that public employees of an employee organization have violated the provisions of section twenty-one (21) of this Act, may include an order suspending the right of the employee organization to be the exclusive representative for a period of twenty-four months following the date of the violation. During the period of suspension a public employer shall not checkoff dues for the employee organization. The provisions of this subsection shall be in addition to any other legal remedy."

J. HENRY LUCKEN, Chairman

Ordered passed on file.

Senator Kosek submitted the following report:

MR. PRESIDENT: Your committee on social services, to which was referred **Senate File 456**, a bill for an act relating to the licensing and registration of nursing home administrators, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

Amend Senate File 456 as follows:

1. Page 2, by striking lines 2 through 27, inclusive, and inserting in lieu thereof the following:

"which shall consist of nine members appointed as follows:

1. Four members shall be nursing home administrators, at least one of whom shall be an administrator of a nonproprietary nursing home, chosen by the governor from lists of three or more persons nominated for each such appointment by the professional nursing home associations in the state.

2. Five members shall be chosen directly by the governor, who in making such appointments shall select persons having the following qualifications:

- a. Two physicians and surgeons or osteopathic physicians and surgeons.
- b. One registered nurse or licensed practical nurse.
- c. Two persons active in or who have had experience in an educational program in nursing home administration or in a related health care field.

In making the initial appointments under this Act, the governor shall appoint three members to serve until June 30, 1971, three members to serve until June 30, 1972, and three members to serve until June 30, 1973. Thereafter, all appointments to the board shall be for terms of three years, except that vacancies shall be filled for the unexpired portion of the term in which the vacancy exists. Any board member may be removed by the governor for good cause after due notice and hearing. Initial appointments of nursing home administrators to the board, after the effective date of this Act, shall be limited to persons who are actually serving as nursing home administrators, as defined by this Act, and who have served in such capacity for at least two years immediately preceding appointment to the board. After such initial appointments have been".

2. Page 3, by striking lines 18 through 25, inclusive, and inserting in lieu thereof the following new paragraph:

Any person who, on the effective date of this Act, has actually served as a nursing home administrator for at least two years immediately preceding such date, but who has not complied with subsections two (2) and three (3) of this section, may be issued a temporary license upon payment of the required fee, but any such license shall expire no later than June 30, 1972. During the period when temporary licenses may be issued the board shall offer a program of training and instruction designed to enable all temporary licensees to attain the qualifications necessary to be licensed as nursing home administrators.

3. Page 4, by striking from line 5 the word "ten" and inserting in lieu thereof the word "thirty".

4. Page 4, by striking from line 10 the words "state treasurer" and inserting in lieu thereof the words "treasurer of state".

5. Page 6, by inserting in line 12 after the word "board" the words " , except that biennially the individual requesting renewal shall submit evidence satisfactory to the board that during the biennial period immediately preceding such application he has attended a continuing educational program or course of study as required by the rules of the board".

6. Page 6, by inserting in line 14 after the word "in" the words "accordance with the rules or in".

7. Page 6, by striking from line 20 the words "the board".

8. Page 6, by striking lines 21 through 24, inclusive, and inserting in lieu thereof the words and figures "reciprocal agreements are entered into with another jurisdiction under sections one hundred forty-seven point forty-five (147.45) through one hundred forty-seven point fifty-four (147.54), inclusive, of the Code."

ERNEST KOSEK, Chairman

Ordered passed on file.

*Denotes a unanimous committee vote.

AMENDMENTS FILED

- 1 Amend the Hill, et al., amendment to Senate File 1237, filed
 2 February 23, 1970, found on page 604 of the Senate Journal
 3 as follows:
 4 1. By striking line 20 and inserting in lieu thereof the
 5 words "and Ida."
 6 2. By inserting at the end of line 36 the word "Sac,".

ELMER F. LANGE

- 1 Amend Senate File 1238 as follows:
 2 1. Page 8, by inserting after line 22 the following new section:
 3 Section two hundred fifty-eight point four (258.4), subsection
 4 seven (7), Code 1966, is hereby amended by adding the following:
 5 "The board shall approve only those schools, departments,
 6 classes, and programs, including those providing teacher training,
 7 that are identified and described in traditional terms familiar to
 8 laymen and educators. Department organization, staff titles and
 9 assignments, as well as classes and programs, shall be outlined,
 10 designated and defined in such terms. Acceptable terms are voca-
 11 tional agriculture, vocational homemaking, trades and industries,
 12 industrial arts, distributive education, business education, and
 13 similar terms. Terms such as career education or other conglom-
 14 erate expressions shall not be used."

- 15 2. Page 9, by inserting after line 31 the following new section:
 16 Section two hundred eighty A point twenty-five (280A.25),
 17 subsection five (5), Code 1966, is hereby amended by adding the
 18 following:

19 "Allocation and disbursement of such funds shall be made
 20 only to those area vocational schools and area community colleges
 21 approved by the state board that identify and describe courses and
 22 programs offered in terms familiar to laymen and educators. The
 23 administrative organization, and staff titles and assignments of
 24 approved area vocational schools and community colleges shall be
 25 outlined, designated, and defined in such terms. Acceptable terms
 26 for the arts and sciences are any of the terms traditionally used
 27 to describe such courses and programs.

28 Acceptable terms for vocational-technical organization, staff-
 29 ing, courses and programs are vocational agriculture, vocational
 30 homemaking, trades and industries, industrial arts, distributive
 31 education, business education, and similar terms. Terms such as
 32 career education or other conglomerate expressions shall not be
 33 used."

- 34 3. By renumbering the remaining sections accordingly.

EUGENE M. HILL
 EDWARD E. NICHOLSON
 CHARLES O. LAVERTY

- 1 Amend Senate File 1262, page 6, line 19, by add-
 2 ing after the period a new sentence as follows: "The
 3 first purchaser may deduct and retain, for services
 4 of collecting, reporting and remitting the assessment,
 5 three percent of the total assessment collected."

EARL G. BASS

- 1 Amend House File 1 as follows:
- 2 1. Page 1, by striking lines 19 and 20, and inserting in
3 lieu thereof the following:
- 4 "1. 'Department' means the department of revenue."
5 2. Page 1, line 22, by striking the word "board" and
6 inserting in lieu thereof the word "department".
7 3. Page 3, line 16, by striking the word "board" and
8 inserting in lieu thereof the word "department".
9 4. Page 4, by striking lines 7 through 19, inclusive, and
10 inserting in lieu thereof the following new section:
- 11 There is hereby established within the department of
12 revenue a division responsible for motor vehicle registra-
13 tion reciprocity. The director of revenue shall appoint
14 an executive secretary of the division. The executive
15 secretary shall be appointed on the basis of professional
16 qualifications, education, and knowledge relative to the
17 responsibilities of the division.
- 18 5. Page 4, by striking lines 20 and 21 and striking from
19 line 12 the word "employees" and inserting in lieu thereof
20 the word "Employees" and renumbering the subsequent sections.
21 6. Page 4, lines 29, 33, and 34, by striking the word
22 "board" and inserting in lieu thereof the word "department".
23 7. Page 5, lines 5, 8, 14, 15, and 17, by striking the
24 word "board" and inserting in lieu thereof the word "department".
25 8. Page 6, line 28, by striking the word "board" and
26 inserting in lieu thereof the word "department".
27 9. Page 7, lines 3, 13, and 35, by striking the word "board"
28 and inserting in lieu thereof the word "department".
29 10. Page 8, lines 5, 9, 11, 15, 22, and 26, by striking
30 the word "board" and inserting in lieu thereof the word
31 "department".
32 11. Page 9, lines 1, 2, 3, 33 and 34, by striking the word
33 "board" and inserting in lieu thereof the word "department".
34 12. Page 10, line 3, by striking the words "board at the
35 home office of the owner. The board" and inserting in lieu
36 thereof the words "department at the home office of the
37 owner. The department".
38 13. Page 10, lines 6, 11, 15 and 34, by striking the word
39 "board" and inserting in lieu thereof the word "department".
40 14. Page 11, lines 6, 14, 17, 23 and 32, by striking the
41 word "board" and inserting in lieu thereof the word
42 "department".
43 15. Page 12, lines 1, 5, 8, 14, 17, 20, 21, 27 and 34, by
44 striking the word "board" and inserting in lieu thereof
45 the word "department".
46 16. Page 13, lines 12 and 22, by striking the word "board"
47 and inserting in lieu thereof the word "department".
48 17. Page 13, lines 25 and 30, by striking the words
49 "reciprocity board" and inserting in lieu thereof the word
50 "department".
51 18. Page 13, lines 27 and 28, by striking the words
52 "reciprocity board, department of public safety, or the
53 department of revenue," and inserting in lieu thereof the
54 word "department".

55 19. Page 14, by striking lines 2 and 3 and inserting in
56 lieu thereof the words "director of revenue shall cooper-
57 ate with the department in ascertaining".

58 20. Page 14, line 10, by striking the words "reciprocity
59 board" and inserting in lieu thereof the word "department".

60 21. Page 14, by striking lines 14 and 15 and inserting
61 in lieu thereof the words "the fleet owner with the depart-
62 ment or the department of revenue. Any person".

63 22. Page 14, by adding after line 26 the following new
64 sections:

65 a. "If the laws of any other state or country impose
66 any taxes, fees, charges, penalties, obligations, prohibi-
67 tions, or limitations of any kind upon the vehicles of
68 residents of Iowa, in addition to those imposed upon the
69 vehicles of residents of such other state or country by
70 the state of Iowa, the department may impose and collect
71 fees and charges in the same amount and impose the same
72 obligations, prohibitions, or limitations upon the owner
73 or operator of a vehicle registered in such other state
74 or country."

75 b. "Moneys appropriated to the Iowa reciprocity board
76 pursuant to chapter forty-seven (47), Acts of the Sixty-
77 third General Assembly, First Session, shall be transferred
78 to the department of revenue for use of the division responsi-
79 ble for motor vehicle registration reciprocity and are
80 hereby appropriated for such purpose. All persons employed
81 by the Iowa reciprocity board on the effective date of this
82 Act shall become employees of the department of revenue."

EUGENE M. HILL

1 Amend House File 333 as passed by the House, page 2, by
2 inserting after the word "committee." in line 4 the following
3 paragraphs and making the subsequent sentences into a para-
4 graph:

5 "At any time before a final attachment is made by the
6 state board, any school district not included in a merged
7 area may join any adjacent merged area in the following manner:

8 The school district board of directors shall publish
9 notice of the proposal to join a specific adjacent merged area,
10 in a newspaper of general circulation within the school district.
11 The notice shall be published at least twice, no oftener than
12 once a week.

13 The school district shall become part of the adjacent
14 merged area, as proposed in the notice, thirty days after
15 second publication of the notice, unless a petition re-
16 questing an election on the proposal and signed by electors
17 equal to ten percent of those voting in the last regular school
18 election in the district is filed with the school board.

19 If such a petition is filed, the school board shall sub-
20 mit the question of whether the district shall join the
21 adjacent merged area as proposed, or shall join another adjacent
22 merged area, at the next regular school election, or at a special
23 election. If a special election is called, notice shall be pub-
24 lished at least three times, no oftener than once a week, in a
25 newspaper of general circulation within the district.

26 Upon receiving notification from a school board that it

27 is proceeding under the above provisions to join an adjacent
28 merged area, the state board shall stay its attachment proceed-
29 ings until the procedures are completed. If a majority of those
30 voting favors joining any adjacent merged area, the state board
31 shall proceed to attach the district to that merged area."

CLIFTON C. LAMBORN
JOHN M. WALSH

1 Amend House File 1294 as follows:

2 Page 2, line 26, by striking the words "the state
3 general fund" and inserting in lieu thereof the words
4 "an income maintenance fund hereby established in the
5 office of the treasurer of state, and shall be paid out
6 on warrants by the state comptroller for the administra-
7 tion of the bureau of income maintenance, of the department
8 of social services, for old age assistance".

WILLIAM F. DENMAN
MINNETTE DODERER
LEE H. GAUDINEER, JR.
ANDREW G. FROMMELT

On motion of Senator Rigler, the Senate adjourned until 9:00
a.m., Thursday, March 5, 1970.

JOURNAL OF THE SENATE

FIFTY-THIRD DAY

SENATE CHAMBER,
DES MOINES, IOWA, THURSDAY, MARCH 5, 1970.

The Senate met in regular session, President Jepsen presiding.

Prayer was offered by the Reverend W. D. Oetting, pastor of the Immanuel Lutheran Church, Waterloo, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Wednesday, March 4, 1970, was approved.

PETITION

The following petition was presented and placed on file.

From twenty-one residents of Polk County favoring an open season on mourning doves.

SPECIAL GUESTS PRESENTED

Senator Ollenburg rose on a point of personal privilege to present a group of citizens from Garner, Iowa, who were in the Senate chamber to extend to the members of the Senate an invitation to attend Garner's centennial celebration on June 26, 27 and 28, 1970. The group included the Honorable Walter E. Edelen, former member of the Senate from Hancock County.

President Jepsen introduced to the Senate the father of Senator Laverty, C. B. Laverty, who was born ninety years ago today.

VISITORS

One hundred two students from Prairie Community School of Webster and Greene Counties, accompanied by Mrs. Bastow, Mr. Pemble, Mrs. Britton and Mr. Phillips.

A group of students from Dow City-Arion Community School, Dow City, Iowa, accompanied by Mr. Ray.

A group of students from Callanan Junior High School, Des Moines, Iowa, accompanied by Mr. Graeber.

A group of students from Eastern Iowa Community College, Muscatine, Iowa, accompanied by their instructor, Bob Barnes.

HOUSE AMENDMENT TO SENATE AMENDMENT CONSIDERED

House File 633

Senator Griffin called up for consideration House File 633, a bill for an act to encourage competition among certain casualty insurance companies in rate making, amended by the Senate, further amended by the House, and moved that the Senate refuse to concur in the House amendment:

Amend the Senate amendment to House File 633 as follows:

1. Line 6, by striking the word "subsequently".
2. Line 7, by inserting after the word "commissioner" the words "within sixty days after it has been filed".

The motion prevailed and the Senate refused to concur in the House amendment to the Senate amendment.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up for consideration Senate File 1275.

Senate File 1275

On motion of Senator Smith, Senate File 1275, a bill for an act relating to the salary of the commissioner of health, was taken up and considered.

Senator Smith moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1275) the vote was:

Ayes, 58:

Anderson	Erskine	Leonard	Potter
Balloun	Frey	Lucken	Rabedeaux
Bass	Frommelt	McGill	Reichardt
Bortell	Gaudineer	Messerly	Rigler
Briles	Gilley	Mogged	Schaben
Brownlee	Glenn	Mowry	Shaff
Clarke	Griffin	Neu	Shirley
Coleman	Hougen	Nicholson	Smith
Conklin	Keith	Ollenburg	Stephens
Curran	Klink	O'Malley	Sullivan
DeHart	Kosek	Orr	Thordsen
DeKoster	Kyhl	Palmer	Van Gilst
Denman	Lamborn	Parker	Walsh
Dodds	Lange	Potgeter	Weimer
Doderer	Laverty		

Nays, none.

Absent or not voting, 3:

Arbuckle	Davis	Hill
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent that **Senate File 1275** be immediately messaged to the House, which request was complied with.

House File 150

On motion of Senator Ollenburg, House File 150, a bill for an act relating to the bonding of operators of slaughterhouses buying cattle, hogs, or sheep, and the bonding of agents, dealers, or brokers of such operators, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Ollenburg offered the committee amendment filed on February 5, 1970, and found on pages 373-377, inclusive, of the Senate Journal.

Senator Walsh moved that House File 150 be referred to the committee on commerce.

On the question "Shall the motion to refer to committee be adopted?" (H.F. 150) the vote was:

Rule 24 was invoked.

Ayes, 31:

Clarke	Frey	Messerly	Rabedeaux
Conklin	Frommelt	Mogged	Reichardt
Curran	Gaudineer	Neu	Schaben
Davis	Hougen	Nicholson	Sullivan
DeHart	Kosek	O'Malley	Thordsen
Denman	Lange	Orr	Walsh
Doderer	Laverty	Palmer	Weimer
Erskine	Leonard	Potgeter	

Nays, 24:

Anderson	Coleman	Lucken	Rigler
Balloun	Dodds	McGill	Shaff
Bass	Glenn	Mowry	Shirley
Bortell	Keith	Ollenburg	Smith
Briles	Klink	Parker	Stephens
Brownlee	Kyhl	Potter	Van Gilst

Absent or not voting, 6:

Arbuckle	Gilley	Hill	Lamborn
DeKoster	Griffin		

The motion prevailed and **House File 150** was referred to the committee on commerce.

CONSIDERATION OF JOINT RESOLUTION

Senate Joint Resolution 1003

On motion of Senator Potgeter, Senate Joint Resolution 1003, a joint resolution to establish an interim committee to study the

millage levy and related areas of financial support for area vocational school and community college districts, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Smith offered the following committee amendment:

Amend Senate Joint Resolution 1003, page 1, by striking lines 15 through 22, inclusive, and by inserting in lieu thereof the following new paragraph:

Section 1. The Schools Committee of the House and the Higher Education Committee of the Senate shall jointly conduct during the 1970-1971 legislative interims a comprehensive study of the financial support of the merged area districts, including their "need for and advisability of" the three-fourths mill levy as well as its equitable use.

Senator Smith offered the following amendment to the amendment:

Amend the committee on higher education amendment to Senate Joint Resolution 1003, filed February 9, 1970, found on page 414 of the Senate Journal, by inserting at the end of line 8 the words "budgeting, auditing and".

Senator Potgeter raised a point of order on the amendment to the amendment for the reason it was not germane to the bill.

The Chair ruled the point not well taken and the amendment in order.

Senator Smith moved the adoption of the amendment to the amendment.

The amendment to the amendment lost.

(Consideration of Senate Joint Resolution 1003 pending at recess.)

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Mogged, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate File 596.

CHARLES G. MOGGED
Chairman, Senate Committee
ELIZABETH SHAW
Chairman, House Committee

Report adopted.

BILL SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bill: Senate File 596.

BILL SENT TO THE GOVERNOR

Senator Mogged, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 5th day of March, 1970, sent to the Governor for his approval: Senate File 596.

CHARLES G. MOGGED, Chairman

Passed on file.

President pro tempore Lange took the chair at 11:50 a.m.

On motion of Senator Potgeter, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President pro tempore Lange presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 116, commending the Drake University basketball team on its outstanding accomplishments.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 117, commending the University of Iowa basketball team on its outstanding accomplishments.

WILLIAM R. KENDRICK, Chief Clerk

ADOPTION OF HOUSE CONCURRENT RESOLUTIONS**House Concurrent Resolution 116**

Senator Rigler asked and received unanimous consent to take up the following resolution and moved its adoption:

HOUSE CONCURRENT RESOLUTION 116

By Huff

Whereas, The Drake University basketball team has won the undisputed Missouri Valley conference championship, and has won the right to compete in the NCAA Midwest Regional Tournament in Lawrence, Kansas; and

Whereas, The Drake University basketball team has displayed the utmost in spirit, sportsmanship and teamwork; and

Whereas, all the State of Iowa is proud of the Drake University basketball team and their accomplishments in bringing further credit and acclaim to the State of Iowa throughout the entire nation, therefore,

Be It Resolved by the House of Representatives, the Senate Concurring, That the Sixty-third General Assembly, Second Regular Session, commends Drake University and its basketball team for its outstanding season;

Be It Further Resolved, That the Sixty-third General Assembly, Second Regular Session, wishes to extend its full support and backing to the Drake University basketball team in the NCAA Regional Tournament; and

Be It Further Resolved, That a copy of this resolution be sent to Coach Maurice John and the Drake University basketball team.

The motion prevailed and the resolution was adopted.

House Concurrent Resolution 117

Senator Rigler asked and received unanimous consent to take up the following resolution and moved its adoption:

HOUSE CONCURRENT RESOLUTION 117

By Kreamer

Whereas, The University of Iowa basketball team has won the undisputed Big Ten conference championship, and has won the right to compete in the NCAA Mideast Regional Tournament in Columbus, Ohio; and

Whereas, The University of Iowa basketball team has displayed the utmost in spirit, sportsmanship and teamwork; and

Whereas, all the State of Iowa is proud of the University of Iowa basketball team and their accomplishments in bringing further credit and acclaim to the State of Iowa throughout the entire nation, therefore,

Be It Resolved by the House of Representatives, the Senate Concurring, That the Sixty-third General Assembly, Second Regular Session, commends the University of Iowa and its basketball team for its outstanding season;

Be It Further Resolved, That the Sixty-third General Assembly, Second Regular Session, wishes to extend its full support and backing to the University of Iowa basketball team in the NCAA Regional Tournament; and

Be It Further Resolved, That a copy of this resolution be sent to Coach Ralph Miller and the University of Iowa basketball team.

The motion prevailed and the resolution was adopted.

SENATE JOINT RESOLUTION DEFERRED

Senator Potgeter asked and received unanimous consent that further action on **Senate Joint Resolution 1003** be deferred and that the resolution be placed on the calendar under unfinished business.

CONSIDERATION OF BILLS

Senate File 1203

On motion of Senator Griffin, Senate File 1203, a bill for an act

to regulate insurance holding company systems, was taken up and considered.

Senator Griffin offered the following committee amendment and moved its adoption:

Amend Senate File 1203 as follows:

1. Page 13, lines 11 and 12, by striking the words "courts of this state are" and inserting in lieu thereof the words "district court is".
2. Page 13, line 20, by inserting after the word "process" the words ", notice or demand".
3. Page 13, line 22, by inserting after the word "process" the words ", notice or demand".
4. Page 21, lines 1 and 2, by striking the words "courts of this state have" and inserting in lieu thereof the words "district court has".

The amendment was adopted.

Senator Griffin offered the following amendment and moved its adoption:

Amend Senate File 1203, page 13, line 9, by striking the word "or" before the word "control" and inserting in lieu thereof the word "of".

The amendment was adopted.

Senator Griffin moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1203) the vote was:

Ayes, 46:

Arbuckle	Erskine	Leonard	Parker
Balloun	Frey	Lucken	Potgeter
Bass	Gaudineer	McGill	Potter
Bortell	Gilley	Messerly	Reichardt
Briles	Glenn	Mogged	Rigler
Brownlee	Griffin	Mowry	Schaben
Clarke	Klink	Neu	Smith
Conklin	Kosek	Nicholson	Sullivan
DeHart	Kyhl	O'Malley	Thordsen
DeKoster	Lamborn	Orr	Van Gilst
Denman	Lange	Palmer	Walsh
Dodds	Laverty		

Nays, none.

Voting present, 2:

Frommelt Stephens

Absent or not voting, 13:

Anderson	Doderer	Keith	Shaff
Coleman	Hill	Ollenburg	Shirley
Curran	Hougen	Rabedeaux	Weimer
Davis			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

SUBSTITUTION

Senator Griffin asked and received unanimous consent that **House File 1137** be substituted for **Senate File 1207**.

HOUSE FILE DEFERRED

Senator Griffin asked and received unanimous consent that further action on **House File 1137** be deferred and that the bill be placed on the calendar under unfinished business.

CONSIDERATION OF BILLS

Senate File 1147

On motion of Senator Van Gilst, Senate File 1147, a bill for an act relating to damages suffered by persons who enter real property with intent to commit a crime, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Gaudineer offered the following amendment:

Amend Senate File 1147 by adding after the word "dollars." in line eleven (11) the following sentence:

"However, the owner or person in possession of any real property who shall set traps, spring guns, or construct and set any other device designed to inflict personal injury or death upon a person shall not be afforded the protection from liability of this Act."

Senator Gaudineer asked unanimous consent to withdraw his amendment.

Objection was raised by Senator Glenn.

Senator Gaudineer moved the adoption of the amendment.

The Chair called for a division.

The amendment was adopted.

Senator Van Gilst moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1147) the vote was:

Rule 24 was invoked.

Ayes, 27:

Anderson
Arbuckle

Balloun
Bortell

Briles
Coleman

Conklin
Dodds

Erskine	Kyhl	McGill	Parker
Glenn	Lamborn	Messerly	Potter
Keith	Lange	Mowry	Smith
Klink	Leonard	Nicholson	Stephens
Kosek	Lucken	Ollenburg	

Nays, 26:

Bass	Denman	Mogged	Reichardt
Brownlee	Doderer	Neu	Schaben
Clarke	Frey	O'Malley	Sullivan
Curran	Frommelt	Orr	Thordsen
Davis	Gaudineer	Palmer	Van Gilst
DeHart	Gilley	Potgeter	Walsh
DeKoster	Laverty		

Absent or not voting, 8:

Griffin	Hougen	Rigler	Shirley
Hill	Rabedeaux	Shaff	Weimer

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

Senator Potgeter moved that the vote by which Senate File 1147 failed to pass the Senate be reconsidered and the motion to reconsider be laid on the table.

Roll call was requested.

On the question "Shall the motion to reconsider be laid on the table?" (S.F. 1147) the vote was:

Ayes, 21:

Bass	DeKoster	Griffin	Potgeter
Brownlee	Doderer	Kosek	Reichardt
Clarke	Frommelt	Neu	Thordsen
Curran	Gaudineer	Orr	Walsh
Davis	Gilley	Palmer	Weimer
DeHart			

Nays, 32:

Anderson	Dodds	Lange	Ollenburg
Arbuckle	Erskine	Leonard	Parker
Balloun	Frey	Lucken	Potter
Bortell	Glenn	McGill	Schaben
Briles	Keith	Messerly	Smith
Coleman	Klink	Mogged	Stephens
Conklin	Kyhl	Mowry	Sullivan
Denman	Lamborn	Nicholson	Van Gilst

Voting present, 1:

O'Malley

Absent or not voting, 7:

Hill	Laverty	Rigler	Shirley
Hougen	Rabedeaux	Shaff	

The motion lost.

President Jepsen took the chair at 2:58 p.m.

**MOTION TO WITHDRAW RESOLUTION
FROM COMMITTEE LOST**

Senator Denman moved that the rules be suspended and that **Senate Concurrent Resolution 109** be withdrawn from the committee on constitutional amendments and reapportionment and requested a roll call.

On the question "Shall the motion to suspend the rules be adopted?" (S.C.R. 109) the vote was:

Rule 24 was invoked.

Ayes, 18:

Coleman	Frey	O'Malley	Reichardt
DeHart	Frommelt	Orr	Schaben
Denman	Gaudineer	Palmer	Van Gilst
Dodds	Glenn	Potter	Weimer
Doderer	McGill		

Nays, 36:

Anderson	Curran	Lamborn	Ollenburg
Arbuckle	Davis	Lange	Parker
Balloun	DeKoster	Laverty	Potgeter
Bass	Gilley	Leonard	Rigler
Bortell	Griffin	Lucken	Shaff
Briles	Hougen	Messerly	Smith
Brownlee	Klink	Mowry	Stephens
Clarke	Kosek	Neu	Sullivan
Conklin	Kyhl	Nicholson	Thordsen

Absent or not voting, 7:

Erskine	Keith	Rabedaux	Walsh
Hill	Mogged	Shirley	

The motion was lost.

CONSIDERATION OF BILLS

Senate File 1157

On motion of Senator DeKoster, Senate File 1157, a bill for an act relating to closed highways, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator DeKoster offered the following amendment:

- 1 Amend Senate File 1157 by striking all after the enact-
- 2 ing clause and inserting in lieu thereof the following:
- 3 Section 1. Chapter three hundred six (306), Code 1966,
- 4 is hereby amended by adding the following new section:
- 5 "The board or commission having jurisdiction and control
- 6 over any highway in the state, or the chief engineer of said
- 7 board or commission when delegated by such board or commission,
- 8 may temporarily close sections of a highway when reasonably
- 9 necessary because of construction, reconstruction, maintenance

10 or natural disaster and shall cause to be erected "road closed—
 11 enter at your own risk" signs and partial or total barricades
 12 in the roadway at each end of the closed highway section and
 13 on the closed highway where that highway is intersected by
 14 other highways if such intersection remains open. The board
 15 or commission having jurisdiction over a section of highway
 16 closed in accordance with the provisions of this Act, or the
 17 persons or contractors employed to carry out the construction,
 18 reconstruction, or maintenance of the closed section of highway,
 19 shall not be liable for any damages to any vehicle that enters
 20 the closed section of highway or the contents of such vehicle
 21 or for any injuries to any person that enters the closed section
 22 of highway, unless the damages are caused by gross negligence of
 23 the board, commission or contractor.
 24 Nothing herein shall be construed to prohibit or
 25 deny any person from gaining lawful access to his property
 26 or residence."

President pro tempore Lange took the chair at 4:00 p.m.

Senator Gaudineer offered the following amendment to the amendment and called for a division of the amendment:

Amend the DeKoster amendment to Senate File 1157, filed February 26, 1970, found on page 645 of the Senate Journal, as follows:

Division 1.

1. By inserting in line 8 after the word "highway" the words "by formal resolution entered upon the minutes of such board or commission".

Division 2.

2. By inserting in line 23 after the word "contractor" the following:

" , but only during the period of time encompassed by one-half hour before sunrise and one-half hour after sunset on days that such section of such highway is actually being worked upon".

On motion of Senator Gaudineer, division 1 of the amendment to the amendment was adopted.

Senator Gaudineer moved the adoption of division 2 of the amendment to the amendment and called for a division.

Division 2 of the amendment to the amendment lost.

Senator Lamborn offered the following amendment to the amendment by the committee on transportation and moved its adoption:

Amend the DeKoster amendment filed on February 26, 1970, to Senate File 1157 by adding after line 26, the following new section:

Sec. 2. This Act being deemed of immediate importance shall be in full force and effect from and after its final approval

and publication in the Ames Daily Tribune, a newspaper published at Ames, Iowa, and the Charles City Press, a newspaper published at Charles City, Iowa.

The amendment to the amendment was adopted.

Senator Coleman offered the following amendment to the amendment and moved its adoption:

Amend the DeKoster amendment of February 26, 1970, to Senate File 1157 by adding the following new sentence after the word "open." in line 14:

"For purposes of this Act, a section of highway shall be considered closed, other than by a natural disaster, only if an approved detour is provided."

Division was called for.

The amendment to the amendment lost.

Senator DeKoster moved the adoption of his amendment as amended and called for a division.

The amendment as amended was adopted.

Senator Klink asked and received unanimous consent to withdraw the amendments filed by him on January 30, 1970, February 4, 1970, and February 19, 1970, found on pages 305, 355-356 and 573 of the Senate Journal.

Senator Lamborn asked and received unanimous consent to withdraw the committee amendment found on pages 434-435 of the Senate Journal.

Senator Gaudineer asked and received unanimous consent to withdraw the amendment filed by him on February 24, 1970, and found on page 616 of the Senate Journal.

Senator DeKoster moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1157) the vote was:

Ayes, 40:

Anderson	DeKoster	Leonard	Rigler
Arbuckle	Erskine	Lucken	Schaben
Balloun	Gilley	Mowry	Shaff
Bass	Keith	Neu	Smith
Brownlee	Klink	Nicholson	Stephens
Clarke	Kosek	Ollenburg	Sullivan
Coleman	Kyhl	Parker	Thordson
Curran	Lamborn	Potgeter	Van Gilst
Davis	Lange	Potter	Walsh
DeHart	Laverty	Rabedeaux	Weimer

Nays, 5:

Frommelt	Glenn	Orr	Palmer
Gaudineer			

Absent or not voting, 16:

Bortell	Dodds	Hill	Mogged
Briles	Doderer	Hougen	O'Malley
Conklin	Frey	McGill	Reichardt
Denman	Griffin	Messerly	Shirley

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator DeKoster moved that the vote by which Senate File 1157 passed the Senate be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on March 4, 1970, he approved and transmitted to the Secretary of State the following bills:

- S. F. 220—Relating to farm wagon licensing.
- S. F. 340—Relating to election returns.
- S. F. 417—To provide for the registration and protection of marks.
- S. F. 554—Relating to professional corporations and foreign professional corporations.
- S. F. 1023—Relating to estates exempt from inheritance tax.
- S. F. 1049—To legalize and validate the proceedings of the board of directors of the Perry Community School District in the counties of Dallas, Boone and Greene, State of Iowa, in connection with the purchase under a real estate installment purchase contract of certain real estate by said board of directors from Dorothy May Marker and Loren Marker and declaring the validity of said contract and that said contract shall constitute a valid and binding obligation of said school district.
- S. F. 1056—Relating to legalizing acts of notaries public and acknowledgments.
- S. F. 1066—Legalizing prior judgments and decrees.
- S. F. 1079—Relating to conservation.
- S. F. 1080—To legalize a transfer of real property from the board of directors of the LeGrand Consolidated School District, LeGrand, Iowa, to Alfred J. Witham.
- S. F. 1097—Relating to county agricultural extension districts.
- S. F. 1099—Relating to savings and loan associations.
- S. F. 1150—Relating to technical corrections required by passage of the Iowa Banking Act of 1969.
- S. F. 1156—Relating to the investment of funds belonging to state board of regents institutions.
- H. F. 77—Relating to snowmobiles.
- H. F. 760—Relating to annual registration decal or sticker fees for motor carriers in interstate commerce.
- H. F. 805—To authorize the state highway commission to pay all special assessments on land under its jurisdiction and to provide

that such land be assessed in the same manner as private property and to authorize the Iowa executive council to pay all special assessments on land owned by the state which is not under the jurisdiction and control of the state highway commission, and to provide that such land be assessed in the same manner as private property.

- H. F. 1052—Relating to the maximum rate of interest on general obligation bonds issued by school corporations.
- H. F. 1140—To legalize and validate the proceedings of the City Council of the City of Pella, Marion County, State of Iowa, in connection with the award of a contract for the furnishing of a 25,000 kilowatt capacity steam turbine generator to the municipal electric utility of said city.
- H. F. 1191—To legalize and validate the procedures followed by the Jasper County Conservation Board in contracting with the Cross Construction Company of Baxter, Iowa, for the construction of three toilets at the Jasper County Park known as Ashton-Wildwood County Park.

INTRODUCTION OF BILL

Senate File 1276, by committee on law enforcement, a bill for an act relating to encouraging persons to seek treatment for drug addiction or dependency.

Read first time and placed on calendar.

REPORT OF SECOND CONFERENCE COMMITTEE

(Senate File 1055)

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the second conference committee appointed to consider the difference between the Senate and the House of Representatives on Senate File 1055, a bill for an act to provide a relocation advisory assistance program and relocation payments to persons displaced by highway projects, respectfully submit the following recommendation:

1. That the Senate concur in the House amendment.

On the part of the Senate:

JAMES A. POTGETER, Chairman
S. J. BROWNLEE
C. JOSEPH COLEMAN
THOMAS J. FREY

On the part of the House:

EDGAR H. HOLDEN, Chairman
HAROLD O. FISCHER
RICHARD W. WELDEN
ADRIAN B. BRINCK

EXPLANATION

This committee is of the opinion that the Senate amendment in dispute should not be affixed to this bill concerning highway projects. Therefore, the amendment, in essentially the same wording, has been filed in the House to Senate File 1135, and this committee recommends its adoption.

REPORT OF CONFERENCE COMMITTEE

(House File 1176)

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to consider the difference between the Senate and the House of Representatives on House File 1176, a bill for an act relating to the Iowa public employees' retirement system, wages covered and the payment of benefits under such system, respectfully submit the following recommendation:

That the House concur in the Senate amendment.

On the part of the Senate
 ANDREW G. FROMMELT
 ELMER F. LANGE
 JAMES W. GRIFFIN, SR.

On the part of the House
 EDGAR J. KOCH, Chairman
 C. RAYMOND FISHER
 TOM DOUGHERTY

SENATE CONCURRENT RESOLUTION 112

By Anderson, Potgeter, Hougen, Erskine, Lamborn, Mogged, Sullivan, Stephens, Keith, Potter, Lucken, Bass, Klink, Bortell, Shaff, Gilley, Kyhl, Lange, Arbuckle, Davis, Frey, Rabedeaux, Schaben, Balloun, Briles, Dodds, Coleman, Shirley, Mowry, Van Gilst, Messerly, Brownlee, Griffin, Palmer, Denman, Thordsen, DeHart and Leonard

Whereas, the Department of Public Instruction in rules filed December 21, 1966, adopted a rule relating to required administrative personnel which requires that commencing September 1, 1970, a school board "shall place a certificated secondary school principal in charge of each secondary school and a certificated elementary school principal at the head of each elementary school."; and

Whereas, such rule further provides that secondary school principals shall be assigned to no more than one school and elementary school principals shall not be principals of more than two schools; and

Whereas, school boards are now in the process of hiring teachers and administrative staff for the school year commencing in the fall of 1970; and

Whereas, the inflexible standards for the hiring of elementary and secondary school principals imposed upon school boards by the rules of the Department of Public Instruction are placing enormous financial burdens upon the public and private schools of the state, particularly the smaller schools located in rural areas; and

Whereas, greater increases in the costs of administering private schools may force the closing of such schools and place an even greater financial burden upon the public schools; and

Whereas, many taxpayer groups are being organized for the purpose of expressing their displeasure in regard to rising schools costs; and

Whereas, the rule adopted in 1966 by the Department of Public Instruction which becomes effective September 1, 1970, has become completely unreasonable because of the reasons cited by this Resolution which reasons have been intensified since the time of adoption of the rule; *Now, Therefore,*

Be It Resolved by the Senate, the House Concurring, That the members of the Sixty-third General Assembly, Second Session, express their displeasure in regard to the rules of the Department of Public Instruction requiring certain administrative personnel in the various public and private schools of the state to be hired at great expense to the taxpayers of the state, and note that such a rule is unwarranted and unjustified during such times of rising costs and inflation, and urge that the Department of Public Instruction adopt reasonable rules calculated to provide education within the financial means of the taxpayers of Iowa.

MOTION TO RECONSIDER

MR. PRESIDENT: I move that the vote by which Senate File 1147 failed to pass the Senate be reconsidered.

BASS VAN GILST

COMMUNICATION FROM THE SECRETARY OF STATE

March 4, 1970

Mr. Carroll Lane
Secretary of the Senate
State Capitol Building
Des Moines, Iowa 50319

I hereby certify that Senate File 683 was published in The Lyon County Reporter, Rock Rapids, Iowa, February 26, 1970, and in the Evening Democrat, Fort Madison, Iowa, February 25, 1970.

I further certify that Senate File 1038 was published in The Perry Daily Chief, Perry, Iowa, February 26, 1970, and in The Dallas County News, Adel, Iowa, February 25, 1970.

I further certify that Senate File 1069 was published in the LeMars Daily Sentinel, LeMars, Iowa, February 19, 1970, and in The Merville Record, Merville, Iowa, February 19, 1970.

I further certify that Senate File 1086 was published in The Muscatine Journal, Muscatine, Iowa, February 24, 1970, and in the Times-Democrat, Davenport, Iowa, February 26, 1970.

I further certify that Senate File 1182 was published in the Waterloo Daily Courier, Waterloo, Iowa, March 2, 1970, and in the Eldora Herald-Ledger, Eldora, Iowa, February 24, 1970.

I further certify that House File 1138 was published in The Muscatine Journal, Muscatine, Iowa, February 24, 1970, and in the Times-Democrat, Davenport, Iowa, February 26, 1970.

Respectfully submitted,
MELVIN D. SYNHORST
Secretary of State

EXPLANATION OF VOTE

I voted against House File 1156 on final passage because it failed to include the family court concept. I regret that the Senate failed to take the lead in adopting the family court.

GEORGE E. O'MALLEY

REPORTS OF COMMITTEES

Senator Balloun submitted the following reports:

MR. PRESIDENT: Your committee on conservation and recreation, to which was referred **Senate File 326**, a bill for an act to legalize professional boxing and wrestling, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:***

Amend Senate File 326 as follows:

1. By striking from page one (1), line eight (8), the words "secretary of state" and inserting in lieu thereof the word "governor".
2. By striking from page one (1), line nine (9), the words "be appointed for a term of three years" and inserting in lieu thereof the

words "serve at the pleasure of the governor".

3. By striking from page one (1), lines eleven (11) and twelve (12), the words "The commissioner may be removed by the secretary of state for good cause."

4. By striking from page one (1), line fourteen (14), the words "secretary of state" and inserting in lieu thereof the word "governor".

5. By striking from page two (2), line twenty-seven (27), the words "state treasurer" and inserting in lieu thereof the words "treasurer of state".

6. By striking from page two (2), line thirty-three (33), the words "state treasurer" and inserting in lieu thereof the words "treasurer of state".

CHARLES F. BALLOUN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on conservation and recreation, to which was referred **Senate File 362**, a bill for an act relating to county conservation boards, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

CHARLES F. BALLOUN, Chairman

Ordered passed on file.

Senator Clarke submitted the following reports:

MR. PRESIDENT: Your committee on state government, to which was referred **Senate File 535**, a bill for an act to provide for the establishment of county associations of local school district boards of education, to provide for the financing therefor, and to abolish the county school system, begs leave to report it has had the same under consideration and recommends the same **do pass**.

HUGH H. CLARKE, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on state government, to which was referred **House File 199**, a bill for an act relating to vital statistics, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**.

Amendment No. 1

Amend House File 199 as follows:

1. Page 9, line 1, by inserting after the word "birth" the words "at least".

2. Page 9, line 1, by striking the word "said" and inserting in lieu thereof the word "such".

3. Page 9, line 1, by inserting after the period the following new sentence:

If both persons to be named as parents are not a party to the petition, such person or persons, if living, shall also be given at least ten days' notice of the hearing. The court shall prescribe the manner of such notice.

4. Page 10, line 1, by inserting after the word "court"

the words “, unless found by the court to be unavailable after diligent inquiry”.

5. Page 11, line 2, by inserting after the word “regulation” the words “for statistical or administrative purposes, only”.

6. Page 12, lines 11 and 12, by striking the words “When death occurred without medical attendance or when” and inserting in lieu thereof the word “When”.

7. Page 12, line 17, by striking the word “twenty-five” and inserting in lieu thereof the word “twenty”.

8. Page 13, by striking lines 32 through 35, inclusive, and page 14, by striking line 1 and inserting in lieu thereof the following:

Sec. 35. Disinterment of a dead body or fetus shall be allowed for the purpose of autopsy or reburial only, and then only if accomplished by a licensed funeral director or embalmer. A permit for such disinterment and, thereafter, reinterment shall be issued by the state registrar according to rules and regulations adopted pursuant to chapter seventeen A (17A) of the Code or when ordered by the district court of the county in which such body is buried. The state registrar, without a court order, shall not issue a permit without the consent of the surviving spouse or in case of such spouse's absence, death, or incapacity, the next of kin. Disinterment for the purpose of reburial may be allowed by court order only upon a showing of substantial benefit to the public. Disinterment for the purpose of autopsy or reburial by court order shall be allowed only when reasonable cause is shown that someone is criminally or civilly responsible for such death, after hearing, upon reasonable notice prescribed by the court to the surviving spouse or in his or her absence, death, or incapacity, the next of kin. Due consideration shall be given to the public health, the dead, and the feelings of relatives.

9. Page 14, line 30, by adding after the period the following:

A properly indexed permanent record of marriage certificates upon microfilm, electronic computer, or data processing equipment may be kept instead of marriage record books.

10. Page 15, line 6, by inserting after the word “prepared” the words “by the clerk of court or by the petitioner or his legal representative if directed by the clerk”.

11. Page 15, line 16, by adding after the period the following:

A properly indexed record of divorces upon microfilm, electronic computer, or data processing equipment may be kept instead of divorce record books.

12. Page 15, line 35, by inserting after the word “jurisdiction” the words “or certificate of the clerk of court pursuant to chapter six hundred seventy-four (674) of the Code”.

13. Page 19, by inserting after line 33 the following new subsection:

6. Disinterring a body in violation of section thirty-five (35) of this Act.

14. Page 20, line 2, by striking the words “, or both such fine and imprisonment”.

15. Page 20, by striking all after the word "circumstances" in line 13 and all of lines 14 through 16, inclusive, and inserting in lieu thereof the words ", for such action as is appropriate."

16. By adding thereto the following new sections:

58. Section five hundred ninety-eight point three (598.3), Code 1966, is hereby amended by inserting in line twelve (12) after the semicolon the following:

"such information as required by section thirty-eight (38) of this Act".

59. Section six hundred point one (600.1), Code 1966, is hereby amended by striking in line thirty-four (34) the period and inserting in lieu thereof the following:

"; and the information required pursuant to section twenty-one (21) of this Act or a statement that such information is not available after diligent inquiry."

Amendment No. 2

Amend House File 199, as amended and passed by the House, as follows:

1. Page 16, by inserting after line 21 the following sections:

a. "To protect the integrity of vital statistics records, to insure their proper use, and to insure the efficient and proper administration of the vital statistics system, access to vital statistics records shall be limited to the custodian and his employees, and then only for administrative purposes. It shall be unlawful for any custodian to permit inspection of, or to disclose information contained in vital statistics records, or to copy or permit to be copied all or part of any such record except as authorized by regulation."

b. "The department may permit access to vital statistics by professional genealogists and historians, and many authorize the disclosure of data contained in vital statistics records when deemed essential for bona fide research purposes which are not for private gain. Information in vital statistics records indicating that a birth occurred out of wedlock shall not be disclosed except as provided by regulation or upon order of a court of competent jurisdiction."

c. "Appeals from decisions of the custodians of permanent local records refusing to disclose information, or refusing to permit inspection or copying of records shall be made to the state registrar, whose decisions shall be binding upon the local custodians."

2. By renumbering the sections accordingly.

HUGH H. CLARKE, Chairman

Ordered passed on file.

Senator Lamborn submitted the following report:

MR. PRESIDENT: Your committee on transportation, to which was referred **House File 1**, a bill for an act relating to negotiation and execution of reciprocal, proration, and other agreements or declarations for fleet owners of commercial vehicles engaged in interstate commerce, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend House File 1 as follows:

1. Page 4, by inserting after line 6 the following new subsection:

14. "Compact miles" means the total miles a fleet operates in this state and in all states with whom Iowa has an apportionment registration agreement and with whom the fleet owner has or will register vehicles on an apportioned registration basis.

2. Page 5, by striking lines 6 through 35, inclusive, and inserting in lieu thereof the following:

Sec. 7. The board may, pursuant to section six (6) of this Act, provide for proportional registration between this state and other jurisdictions of fleets of commercial vehicles owned by residents or nonresidents engaged in interstate commerce or simultaneously engaged in interstate and intrastate commerce. The owners of fleets of commercial vehicles subject to proportional registration under apportionment agreements negotiated by the board shall file a sworn statement with the board which shall contain the following information and such other information as the board may require:

1. Total fleet miles for the preceding year.
2. Instate miles for the preceding year.
3. A description and identification of each vehicle which is part of the fleet for which proportional registration is sought.

The dollar amount of registration fees due this state for each fleet subject to proportional registration shall be computed as follows:

1. Divide total fleet miles during the preceding year into instate miles during the preceding year to determine the percentage of total fleet mileage allocable to this state.

2. Determine the sum total amount necessary to register each and every vehicle in the fleet based on the annual registration fees prescribed in chapter three hundred twenty-one (321) of the Code.

3. Multiply the percentage obtained under subsection one (1) of this section by the sum total obtained under subsection two (2) of this section.

4. The product so obtained under subsection three (3) of this section shall be the amount payable by the owner for proportional registration of the fleet for the registration year. Payment of registration fees shall be made in accordance with law.

Sec. 8. Notwithstanding any other law to the contrary, and as an alternative to the procedure set out in section seven (7) of this Act, the board may enter into agreements providing for proportional registration between this state and other jurisdictions of fleets of commercial vehicles owned by residents or nonresidents engaged in interstate commerce or simultaneously engaged in interstate and intrastate commerce on the basis of compact miles.

The Iowa prorate percent will be computed by dividing the Iowa miles by the compact miles as defined in section three (3) of this Act. If the composite percentage paid by the Iowa resident to each of the states a party to an apportioned registration agreement with Iowa for apportioned registrations is

less than one hundred percent, the Iowa reciprocity board will redetermine the registration fees due the state of Iowa to bring the composite percent to one hundred percent. If the composite percent paid by the nonresident fleet operator to each of the states a party to an apportioned registration agreement with Iowa for apportioned registration fees on vehicles base plated in Iowa is less than one hundred percent, the Iowa reciprocity board will redetermine the registration fees due the state of Iowa to bring the composite percent to one hundred percent of such Iowa base plated vehicles.

3. Page 6, by striking lines 1 through 6, inclusive.

4. Page 6, line 7, by inserting after the word "fleet" the words "or compact".

5. Page 6, line 27, after the word "than" by striking the words "five dollars" and inserting in lieu thereof the words "ten dollars for each truck or truck tractor and two dollars for each trailer".

6. Page 7, line 2, after the word "Code" insert the words "but in no case less than that required by section eleven (11) of this Act".

7. Page 7, line 20, strike the words "if the replacement"; strike all of lines 21, 22, 23, and 24 and insert in lieu thereof the words "or for transfer of credentials shall be seven dollars."

8. Page 10, line 35, after the word "plate" strike the comma and insert in lieu thereof the words "and two dollars for each".

9. Page 11, line 3, after the word "section" insert the words "except that no charge shall be made for the initial registration receipt or cab card issued for each vehicle registered pursuant to an apportionment registration agreement".

10. Page 11, line 5, after the word "required" insert the words "and a fee of one dollar shall be charged for each duplicate or replacement registration receipt or cab card".

11. Page 13, after line 11, insert a new section as follows:

"Sec. 29. A fee shall be charged for copies of such records as may be provided from the office of the board or the executive secretary. Such fee shall be one dollar for the first page and fifty cents for each additional page of copy received at any one time."

12. Page 13, after line 32, insert a new section as follows:

Sec. 33. Section three hundred twenty-one point one hundred seven (321.107), Code 1966, is hereby amended by adding at the end thereof the following new paragraphs:

"No reduction in the registration fee shall be allowed by the Iowa reciprocity board until the applicant files an affidavit signed by a dealer. The affidavit shall state the name and address of the dealer, the date the applicant's vehicle came into the possession of the dealer, the name of the previous owner if the vehicle is a used vehicle, and the date the vehicle was transferred into the possession of the applicant.

For the purposes of this section, 'dealer' means a dealer as defined in section three hundred twenty-one point one (321.1)

of the Code and any person regularly engaged in the business of selling new or used vehicles at a designated location in another state and properly licensed in that state."

13. By renumbering the remaining sections.

14. Amend the title by inserting in page 1, line 1, after the word "to" the words "motor vehicle registration fees and to the".

CLIFTON C. LAMBORN, Chairman

Ordered passed on file.

Senator Shaff submitted the following reports:

MR. PRESIDENT: Your committee on ways and means, to which was referred **House File 1057**, a bill for an act relating to property exempt from taxation, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ROGER J. SHAFF, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on ways and means, to which was referred **House File 1222**, a bill for an act relating to the sales and use tax on newsprint and ink and to exempt the sales, publishing, and printing of all newspapers therefrom, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ROGER J. SHAFF, Chairman

Ordered passed on file.

*Denotes a unanimous committee vote.

AMENDMENTS FILED

- 1 Amend Senate File 244, page 1, by adding after line
- 2 16 the following new section:
- 3 Section three hundred sixty-five point seventeen
- 4 (365.17), Code 1966, is hereby amended by inserting at the
- 5 end of the section a new paragraph as follows:
- 6 "Employees shall not be required to be a resident
- 7 of the city in which they are employed, but they shall
- 8 become a resident of the state at the time such appointment
- 9 or employment begins and shall remain a resident of the
- 10 state during employment."

RALPH W. POTTER
ROBERT R. DODDS

- 1 Amend Senate File 1084 by striking all of line four, page
- 2 four and substituting in lieu thereof the following: "4. Public
- 3 employees shall have the right to refuse to join or participate in
- 4 the activities of employee organizations, including the payment of
- 5 any dues, fees or assessments or service fees of any type, and shall
- 6 have the right to represent themselves individually in their employment
- 7 relations with the public agency."

J. HENRY LUCKEN
ERNEST KOSEK

1 Amend Senate File 1084, page 16, by inserting after line 16,
 2 the following new section and renumbering the subsequent sections:
 3 "When the parties reach an impasse in collective bargaining due
 4 to an apparent lack of anticipated tax revenue to support increased
 5 wages and as an alternative to using the impasse procedures agreed
 6 upon by the parties or required under the provisions of this Act,
 7 either party through their chief executive officer may petition the
 8 district court of the county with which the public employer has a
 9 substantial relation to determine that an impasse has been reached.
 10 Upon a showing to the court that a proposed collective bargaining
 11 agreement if adopted would cause an increase in the property tax
 12 levy over the prior year, the court shall set a date for and direct
 13 the appropriate officers of the political subdivision, school district,
 14 or other special purpose district, which is the public employer to
 15 conduct a referendum to decide whether the property tax levy shall
 16 be raised by an amount necessary to fund the proposed agreement.
 17 Approval by a sixty percent majority of those voting in the referendum
 18 is required. The county auditor shall canvass the vote and certify
 19 the result to the court. The court, upon approval by the electors,
 20 shall make an order to the county auditor directing that the required
 21 additional property tax be levied. The public employer may thereafter
 22 adopt the proposed collective bargaining agreement."

LESLIE J. LEONARD
 J. HENRY LUCKEN

1 Amend Senate File 1111 as follows:
 2 1. Page 1, by striking from line 22 the word "February" and
 3 inserting in lieu thereof the word "March".
 4 2. Page 2, by inserting after the period in line 1 the following
 5 new sentence:
 6 "Any or all of the publications required by section forty-
 7 nine point eleven (49.11) of the Code may be made after March
 8 fifteenth if necessary."
 9 3. Page 2, by inserting after the period in line 7 the following
 10 new sentence:
 11 "Precinct lines shall follow the boundaries of any units
 12 established by the United States bureau of the census, for the
 13 purpose of taking the most recent federal decennial census, for
 14 which population figures have been certified by the bureau of
 15 the census."
 16 4. Page 2, by striking from line 21 the word "February" and
 17 inserting in lieu thereof the word "March".
 18 5. Page 2, by inserting after the period in line 25 the following
 19 new sentence:
 20 "Any or all of the publications required by section forty-nine
 21 point eleven (49.11) of the Code may be made after March fifteenth
 22 if necessary."

ROBERT R. RIGLER

1 Amend Senate File 1236, page 27, by striking in line 12
 2 all after the word "from" and all of lines 13 through 15, in-
 3 clusive and by inserting in lieu thereof the following:
 4 "line six (6) the word 'housing',"

LEE H. GAUDINEER, JR.
 BASS VAN GILST

1 Amend the Gaudineer amendment to Senate File 1137, filed
 2 February 27, 1970, on page 683 of the Senate Journal, by strik-
 3 ing all after the word "by" in line 1 and all of line 2 and by
 4 inserting in lieu thereof the following:
 5 "renumbering and inserting after line 9 on page 1 the
 6 following new sections:"

LEE H. GAUDINEER, JR.

1 Amend House File 1, page 14, by adding after line 26,
 2 the following new section:
 3 Chapter three hundred twenty-six (326), Code 1966,
 4 is hereby amended by adding at the end thereof the fol-
 5 lowing new section:
 6 "If the laws of another jurisdiction impose any taxes,
 7 fees, charges, penalties, obligations, prohibitions, or
 8 limitations of any kind upon the vehicles of residents of
 9 Iowa, in addition to those imposed upon the vehicles of
 10 residents of such other jurisdiction by the state of Iowa,
 11 the Iowa reciprocity board may impose and collect fees and
 12 charges in the same amount and impose the same obligations,
 13 prohibitions, or limitations upon the owner or operator of
 14 a vehicle registered in such other jurisdiction."

VERNON H. KYHL

1 Amend the Rigler, et al., amendment to House File 1137,
 2 filed February 27, 1970, as follows:
 3 1. By striking from line 39 the word "original" and
 4 insert in lieu thereof the word "current".
 5 2. By striking from line 52 the word "other" and
 6 insert in lieu thereof the word "line-make".
 7 3. By adding in line 56 after the word "existing" the
 8 word "line-make".

ROBERT R. RIGLER

1 Amend the Denman-DeKoster-Kyhl amendment, filed February 26,
 2 1970,
 3 pages 646 and 647 of the Senate Journal, to House File 1137,
 4 line 17, by striking the numeral "28" and inserting in lieu
 thereof "30".

WILLIAM F. DENMAN

1 Amend the Rigler-Lange-O'Malley amendment, filed February 27,
 2 1970,
 3 pages 685, 686 and 687 of the Senate Journal, to House File 1137,
 4 line 29, by striking the numeral "28" and inserting in lieu
 thereof "30".

ROBERT R. RIGLER

1 Amend the Gaudineer, et al., amendment to House File
 2 1137, filed February 27, 1970, found on pages 687, 688,
 3 and 689 of the Senate Journal, by adding after line 137
 4 a new division as follows:
 5 "Page 3, by adding after line 3 the following new
 6 subsection and renumbering the following subsections as
 7 required:
 8 'Fair competition' means competition with other indepen-
 9 dent franchised dealers in new vehicles and shall not

10 include competition with dealerships owned in whole or in
11 part by any franchisor which is hereby declared not to be
12 fair competition."

LUCAS J. DeKOSTER

1 Amend House File 1294, as amended by the House, page
2 1, by striking lines 27 and 28 and inserting in lieu thereof
3 the following words:

4 "exception that interest and dividends from federal
5 securities shall not be subtracted and interest and divi-
6 dends from evidences of indebtedness and securities of this
7 state and its political subdivisions, exempt from federal
8 income tax under the Internal Revenue Code of 1954 as
9 amended, shall not be added."

CLIFTON C. LAMBORN
WAYNE D. KEITH
BASS VAN GILST
JAMES E. BRILES
DONALD S. MCGILL
MARVIN W. SMITH

1 Amend House File 1294, page 2, line 26, by striking the
2 words "the state general fund" and inserting in lieu thereof
3 the words "an income maintenance fund hereby established in
4 the office of the treasurer of state, and is hereby appropriated
5 to the department of social services for the administration of
6 the bureau of income maintenance for old age assistance and
7 shall be paid out on warrants by the state comptroller".

MINNETTE DODERER
WILLIAM F. DENMAN
WILLIAM J. REICHARDT
ANDREW G. FROMMELT
LEE H. GAUDINEER, JR.
ALAN SHIRLEY

1 Amend Senate Joint Resolution 1008, page 1, by inserting
2 in line 19 before the word "financial" the words "budgeting,
3 auditing and".

MARVIN W. SMITH

On motion of Senator Rigler, the Senate adjourned until 9:00
a.m., Friday, March 6, 1970.

JOURNAL OF THE SENATE

FIFTY-FOURTH DAY

SENATE CHAMBER,
DES MOINES, IOWA, FRIDAY, MARCH 6, 1970.

The Senate met in regular session, President pro tempore Lange presiding.

Prayer was offered by the Right Reverend Monsignor A. W. Behrens, pastor of the Sacred Heart Church, Templeton, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Thursday, March 5, 1970, was approved.

VISITORS

A group of students, members of the Children of the American Revolution, from several cities and towns in Iowa, accompanied by their leaders. The group included Beth Ann and Bill Conklin, children of Senator Conklin.

Three students from the Pleasant Valley Elementary School, Pleasant Valley, Iowa, accompanied by Mrs. Jim McGill and Mrs. Donald S. McGill.

The tenth grade history class from East High School, Des Moines, Iowa, accompanied by their instructor, Mr. Bush. The group included Nick Palmer, son of Senator Palmer.

Twenty-six students from Pocahontas Catholic High School, Pocahontas, Iowa, accompanied by Father McCoy.

Ninety-three students from Johnson County, members of 4-H Clubs, accompanied by their leaders.

Forty-two students from Iowa City, members of Girl Scout Troops 35 and 65, accompanied by Mrs. J. Jacobson and Mrs. G. Liittschwager.

ADOPTION OF SECOND CONFERENCE COMMITTEE REPORT

Senate File 1055

Senator Potgeter called up for consideration the following report and moved its adoption:

REPORT OF SECOND CONFERENCE COMMITTEE
(Senate File 1055)

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the second conference committee appointed to consider the difference between the Senate and the House of Representatives on Senate File 1055, a bill for an act to provide a relocation advisory assistance program and relocation payments to persons displaced by highway projects, respectfully submit the following recommendation:

1. That the Senate concur in the House amendment.

On the part of the Senate:

JAMES A. POTGETER, Chairman
S. J. BROWNLEE
C. JOSEPH COLEMAN
THOMAS J. FREY

On the part of the House:

EDGAR H. HOLDEN, Chairman
HAROLD O. FISCHER
RICHARD W. WELDEN
ADRIAN B. BRINCK

The motion prevailed and the second conference committee report and the recommendation contained therein were adopted.

Senator Potgeter moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1055) the vote was:

Ayes, 57:

Anderson	Doderer	Leonard	Potter
Arbuckle	Erskine	Lucken	Rabedeaux
Bass	Frey	McGill	Reichardt
Bortell	Frommelt	Messerly	Rigler
Briles	Gaudineer	Mogged	Schaben
Brownlee	Gilley	Mowry	Shaff
Clarke	Glenn	Neu	Shirley
Coleman	Griffin	Nicholson	Smith
Conklin	Keith	Ollenburg	Stephens
Curran	Klink	O'Malley	Sullivan
Davis	Kosek	Orr	Thordsen
DeHart	Kyhl	Palmer	Van Gilst
DeKoster	Lange	Parker	Walsh
Denman	Laverty	Potgeter	Weimer
Dodds			

Nays, 1:

Balloun

Absent or not voting, 3:

Hill Hougen Lamborn

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

CONSIDERATION OF JOINT RESOLUTION

Senate Joint Resolution 1002

On motion of Senator Shaff, Senate Joint Resolution 1002, a joint

resolution proposing an amendment to the Constitution of the State of Iowa relating to judges of the district court and supreme court, was taken up and considered.

Senator Shaff moved that the resolution be read the last time now, which motion prevailed, and the resolution was read the last time.

Senate Joint Resolution 1002, a Joint Resolution proposing an amendment to the Constitution of the State of Iowa relating to judges of the district court and supreme court.

Be It Resolved by the General Assembly of the State of Iowa:

Section 1. The following amendment to the Constitution of the State of Iowa is hereby proposed:

Article five (V), Constitution of the State of Iowa, is hereby amended by adding thereto the following new section:

"In addition to the legislative power of impeachment of judges as set forth in Article three (III), sections nineteen (19) and twenty (20) of the Constitution, the Supreme Court shall have power to retire judges for disability and to discipline or remove them for good cause, upon application by a commission on judicial qualifications. The General Assembly shall provide by law for the implementation of this section."

Sec. 2. The foregoing proposed amendment to the Constitution of the State of Iowa is hereby referred to the General Assembly to be chosen at the next general election for members of the General Assembly and the Secretary of State is directed to cause the same to be published for three consecutive months previous to the date of said election as provided by law.

On the question "Shall the resolution be adopted?" (S.J.R. 1002) the vote was:

Yeas, 58:

Anderson	Doderer	Laverty	Potgeter
Arbuckle	Erskine	Leonard	Potter
Balloun	Frey	Lucken	Rabedaux
Bass	Frommelt	McGill	Reichardt
Bortell	Gaudineer	Mogged	Rigler
Briles	Gilley	Messerly	Schaben
Brownlee	Glenn	Mowry	Shaff
Clarke	Griffin	Neu	Shirley
Coleman	Hougen	Nicholson	Smith
Conklin	Keith	Ollenburg	Sullivan
Davis	Klink	O'Malley	Thordsen
DeHart	Kosek	Orr	Van Gilst
DeKoster	Kyhl	Palmer	Walsh
Denman	Lamborn	Parker	Weimer
Dodds	Lange		

Nays, none.

Absent or not voting, 3:

Curran Hill Stephens

The resolution having received a constitutional majority was declared to have been adopted and agreed to by the Senate and the title was agreed to.

CONSIDERATION OF BILLS

House File 208

On motion of Senator Thordsen, House File 208, a bill for an act relating to the platting and zoning jurisdiction in unincorporated areas outside of cities and towns, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Thordsen moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 208) the vote was:

Ayes, 37:

Arbuckle	Doderer	Lamborn	Palmer
Bass	Erskine	Lucken	Potter
Bortell	Frey	Messerly	Reichardt
Clarke	Frommelt	Mogged	Shaff
Conklin	Gaudineer	Mowry	Shirley
Curran	Griffin	Neu	Sullivan
Davis	Hougen	Nicholson	Thordsen
DeHart	Keith	O'Malley	Walsh
DeKoster	Kosek	Orr	Weimer
Denman			

Nays, 23:

Anderson	Gilley	Leonard	Rigler
Balloun	Glenn	McGill	Schaben
Briles	Klink	Ollenburg	Smith
Brownlee	Kyhl	Parker	Stephens
Coleman	Lange	Potgeter	Van Gilst
Dodds	Laverty	Rabedeaux	

Absent or not voting, 1:

Hill

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Thordsen moved that the vote by which House File 208 passed the Senate be reconsidered and the motion to reconsider be laid on the table.

Roll call was requested.

On the question "Shall the motion to reconsider be laid on the table?" (H.F. 208) the vote was:

Rule 24 was invoked.

Ayes, 28:

Arbuckle	Erskine	Lange	Palmer
Bass	Frey	Lavery	Potter
Bortell	Griffin	Messenger	Rigler
Curran	Hougen	Mowry	Shaff
Davis	Kosek	Neu	Sullivan
DeHart	Kyhl	Nicholson	Thordsen
Denman	Lamborn	O'Malley	Walsh

Nays, 31:

Anderson	Dodds	Leonard	Rabedeaux
Balloun	Doderer	Lucken	Reichardt
Briles	Frommelt	McGill	Shirley
Brownlee	Gaudineer	Mogged	Smith
Clarke	Gilley	Ollenburg	Stephens
Coleman	Glenn	Orr	Van Gilst
Conklin	Keith	Parker	Weimer
DeKoster	Klink	Potgeter	

Absent or not voting, 2:

Hill	Schaben
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The motion was lost.

House File 517

On motion of Senator Thordsen, House File 517, a bill for an act relating to municipal support of trade or business projects, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator DeKoster offered the following amendment:

- 1 Amend House File 517 as follows:
- 2 1. Page 1, by inserting in line 9 after the word "business"
- 3 the words "or any private non-profit corporation primarily
- 4 engaged in care and training of handicapped persons".
- 5 2. Page 1, by inserting in line 11 after the word "business"
- 6 the words "or in an operation primarily devoted to care and
- 7 training of handicapped persons".
- 8 3. Page 2, by adding after line 2 the following new sections:
- 9 a. Chapter three hundred thirty-nine (339), section two (2),
- 10 Acts of the Sixty-second General Assembly, amending section
- 11 four hundred nineteen point two (419.2), Code 1966, is
- 12 amended by inserting in line three (3) after the second
- 13 use of the word "projects" the words "or as the case may be
- 14 for trade or business projects or projects for private non-
- 15 profit corporations primarily engaged in care and training
- 16 of handicapped persons".
- 17 b. Chapter three hundred thirty-nine (339), section three
- 18 (3), Acts of the Sixty-second General Assembly, amending
- 19 section four hundred nineteen point eight (419.8), Code
- 20 1966, is amended by inserting in line four (4) after the

21 word "or" the words "for development of a trade or business
22 or a facility for the care and training of handicapped persons
23 or".

24 c. Section four hundred nineteen point ten (419.10),
25 Code 1966, is amended by inserting in line seven (7)
26 after the word "activity" the words "or trade or business
27 or educational activity or an activity relating to the
28 care and training of handicapped persons".

29 d. Section four hundred nineteen point eleven (419.11),
30 Code 1966, as amended by chapter three hundred thirty-nine
31 (339), section four (4), Acts of the Sixty-second General
32 Assembly, is further amended by inserting in line forty
33 (40) after the word "notwithstanding" the words "or any
34 private non-profit corporation primarily engaged in care
35 and training of handicapped persons".

36 e. This Act being deemed of immediate importance shall
37 be in full force and effect from and after its final
38 approval and publication in The Hawarden Independent, a
39 newspaper published at Hawarden, Iowa, and in the Bettendorf
40 News, a newspaper published at Bettendorf, Iowa.

41 4. Page 1, line 2, by inserting after the word "projects" the
42 words "and projects for care and training of handicapped persons".

Senator DeKoster offered the following amendment to the amend-
ment:

Amend the DeKoster amendment to House File 517, filed
February 3, 1970, found on pages 333 and 334 of the
Senate Journal, by striking lines 29 through 35, inclusive,
and inserting in lieu thereof the following:

d. Chapter three hundred thirty-nine (339), section
four (4), Acts of the Sixty-second General Assembly,
amending section four hundred nineteen point eleven (419.11),
Code 1966, is amended by inserting in line six (6) after the
word "university" the following words "or any private non-
profit corporation primarily engaged in care and training
of handicapped persons".

HOUSE FILE 517 RE-REFERRED TO COMMITTEE

Senator Walsh asked and received unanimous consent that **House
File 517** be re-referred to the committee on cities and towns.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take
up out of order Senate File 1234.

Senate File 1234

On motion of Senator Brownlee, Senate File 1234, a bill for an
act relating to indemnification of bank officers and directors, was
taken up and considered.

Senator Brownlee offered the following amendment and moved its adoption:

Amend Senate File 1234, page 1, by striking lines 19 through 21, inclusive, and inserting in lieu thereof the following words: "the performance of duty. Indemnification must be authorized by the articles of incorporation or bylaws, or by resolution adopted after notice to the shareholders."

The amendment was adopted.

Senator Brownlee moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1234) the vote was:

Ayes, 55:

Anderson	Denman	Kyhl	Potgeter
Arbuckle	Dodds	Lamborn	Potter
Balloun	Doderer	Lange	Rabedeaux
Bass	Erskine	Laverty	Reichardt
Bortell	Frey	Lucken	Rigler
Briles	Frommelt	McGill	Shirley
Brownlee	Gaudineer	Messerly	Smith
Clarke	Gilley	Mogged	Stephens
Coleman	Glenn	Mowry	Sullivan
Conklin	Griffin	Nicholson	Thordson
Curran	Hougen	O'Malley	Van Gilst
Davis	Keith	Orr	Walsh
DeHart	Klink	Palmer	Weimer
DeKoster	Kosek	Parker	

Nays, none.

Absent or not voting, 6:

Hill	Neu	Schaben	Shaff
Leonard	Ollenburg		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order Senate File 1221.

Senate File 1221

On motion of Senator Kyhl, Senate File 1221, a bill for an act relating to members of the interstate cooperation commission, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Kyhl moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1221) the vote was:

Ayes, 46:

Anderson	DeHart	Kosek	Palmer
Arbuckle	DeKoster	Lamborn	Parker
Balloun	Dodds	Lange	Potter
Bass	Erskine	Laverty	Rabedeaux
Bortell	Frey	McGill	Reichardt
Briles	Frommelt	Messerly	Shaff
Brownlee	Gaudineer	Mogged	Shirley
Clarke	Gilley	Mowry	Smith
Coleman	Glenn	Nicholson	Thordsen
Conklin	Griffin	O'Malley	Van Gilst
Curran	Keith	Orr	Weimer
Davis	Klink		

Nays, none.**Voting present, 5:**

Kyhl	Rigler	Sullivan	Walsh
Potgeter			

Absent or not voting, 10:

Denman	Hougen	Neu	Schaben
Doderer	Leonard	Ollenburg	Stephens
Hill	Lucken		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

HOUSE AMENDMENT TO SENATE AMENDMENT CONSIDERED

Senator Rigler asked and received unanimous consent to take up out of order House File 163.

House File 163

Senator Kyhl called up for consideration House File 163, a bill for an act relating to administrative rules of departments of the state, with report of committee recommending that the Senate refuse to concur in the House amendment to the Senate amendment, which report of committee was adopted.

President Jepsen took the chair at 12:00 noon.

Senator Kyhl moved that the Senate refuse to concur in the following House amendment to the Senate amendment:

Amend the Senate amendment to House File 163 by adding thereto the following new section:

"Chapter ninety-two (92), section eight (8), Acts of the Sixty-second General Assembly, amending section seventeen A point eight (17A.8), Code 1966, is hereby amended by inserting in line twenty-two (22) after the word "date" the following:

" , provided, however, that when the legislative departmental rules review committee shall so direct, no departmental rule shall become effective until it has been referred to the General Assembly as provided in section seventeen A point ten (17A.10) of the Code. If the General Assembly fails to act upon such a rule, within sixty (60) days thereafter, it shall become effective. The

legislative departmental rules review committee shall delay the effective date of a proposed rule by written notice to the secretary of state and the department proposing the rule”.

The motion prevailed and the Senate refused to concur in the House amendment to the Senate amendment.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up out of order Senate File 1053.

Senate File 1053

On motion of Senator Messerly, Senate File 1053, a bill for an act relating to property to be held exempt from execution for debt, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

SENATE FILE REFERRED TO COMMITTEE

Senator Glenn moved that Senate File 1053 be referred to the committee on judiciary.

Senator Messerly moved as a substitute motion that further action on Senate File 1053 be deferred and that the bill be placed on the calendar under unfinished business.

The Chair ruled the substitute motion out of order under Senate Rule 15.

Senator Glenn renewed his motion to refer and called for a division.

The motion prevailed and **Senate File 1053** was referred to the committee on **judiciary**.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up out of order Senate File 1154.

Senate File 1154

On motion of Senator Doderer, Senate File 1154, a bill for an act to repeal the procedure for establishment of a convention to ratify amendments to the Constitution of the United States, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Doderer moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1154) the vote was:

Ayes, 46:

Anderson	DeKoster	Kosek	Parker
Balloun	Doderer	Kyhl	Potgeter
Bass	Erskine	Lange	Potter
Bortell	Frey	Lucken	Rabedeaux
Briles	Frommelt	McGill	Reichardt
Brownlee	Gaudineer	Messerly	Rigler
Clarke	Gilley	Mogged	Shaff
Coleman	Glenn	Nicholson	Shirley
Conklin	Griffin	O'Malley	Thordsen
Curran	Hougen	Orr	Van Gilst
Davis	Keith	Palmer	Walsh
DeHart	Klink		

Nays, 2:

Mowry **Stephens**

Voting present, 3:

Arbuckle **Smith** **Sullivan**

Absent or not voting, 10:

Denman	Lamborn	Neu	Schaben
Dodds	Lavery	Ollenburg	Weimer
Hill	Leonard		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up for consideration Senate File 1240.

Senate File 1240

On motion of Senator Briles, Senate File 1240, a bill for an act relating to county contingent funds, was taken up and considered.

Senator Briles moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1240) the vote was:

Ayes, 50:

Anderson	DeKoster	Kyhl	Potter
Arbuckle	Doderer	Lange	Rabedeaux
Balloun	Erskine	Lucken	Rigler
Bass	Frey	McGill	Shaff
Bortell	Frommelt	Messerly	Shirley
Briles	Gilley	Mogged	Smith
Brownlee	Gaudineer	Mowry	Stephens
Clarke	Glenn	Nicholson	Sullivan
Coleman	Griffin	O'Malley	Thordsen
Conklin	Hougen	Palmer	Van Gilst
Curran	Keith	Parker	Walsh
Davis	Klink	Potgeter	Weimer
DeHart	Kosek		

Nays, none.

Absent or not voting, 11:

Denman	Lamborn	Neu	Reichardt
Dodds	Laverty	Ollenburg	Schaben
Hill	Leonard	Orr	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order Senate File 1241.

Senate File 1241

On motion of Senator Doderer, Senate File 1241, a bill for an act to abolish the Iowa comprehensive alcoholism project, was taken up and considered.

Senator Doderer moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1241) the vote was:

Ayes, 47:

Anderson	DeKoster	Kosek	Potter
Arbuckle	Doderer	Kyhl	Rabedeaux
Balloun	Erskine	Lange	Rigler
Bortell	Frey	Lucken	Shaff
Briles	Frommelt	McGill	Shirley
Brownlee	Gaudineer	Mogged	Stephens
Clarke	Gilley	Nicholson	Sullivan
Coleman	Glenn	O'Malley	Thordsen
Conklin	Griffin	Orr	Van Gilst
Curran	Hougen	Palmer	Walsh
Davis	Keith	Parker	Weimer
DeHart	Klink	Potgeter	

Nays, none.

Absent or not voting, 14:

Bass	Lamborn	Mowry	Reichardt
Denman	Laverty	Neu	Schaben
Dodds	Leonard	Ollenburg	Smith
Hill	Messerly		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order Senate File 1248.

Senate File 1248

On motion of Senator Palmer, Senate File 1248, by committee on county government, a bill for an act relating to the rate of interest on anticipatory bonds issued by townships, with report of committee recommending passage, was taken up and considered.

Senator Palmer moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1248) the vote was:

Ayes, 42:

Arbuckle	DeKoster	Klink	Potgeer
Balloun	Doderer	Kosek	Rabedeaux
Bass	Erskine	Kyhl	Rigler
Bortell	Frey	Lange	Shaff
Briles	Frommelt	Lucken	Shirley
Brownlee	Gaudineer	Mogged	Stephens
Clarke	Gilley	Nicholson	Sullivan
Coleman	Glenn	Orr	Thordsen
Conklin	Griffin	Palmer	Walsh
Davis	Hougen	Parker	Weimer
DeHart	Keith		

Nays, 1:

McGill

Voting present, 1:

Anderson

Absent or not voting, 17:

Curran	Laverty	Neu	Reichardt
Denman	Leonard	Ollenburg	Schaben
Dodds	Messerly	O'Malley	Smith
Hill	Mowry	Potter	Van Gilst
Lamborn			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order House File 231.

House File 231

On motion of Senator Palmer, House File 231, a bill for an act relating to the licensing of insurance agents in Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Palmer offered the following amendment and moved its adoption:

Amend House File 231, as amended and passed by the House, as follows:

1. Page 1, line 7, by striking all after the colon and by striking lines 8, 9 and 10, and inserting in lieu thereof the following: "unless exempt from the provisions of this chapter by reason of section five hundred twelve point thirty-three (512.33) of the Code, and".

2. By striking all of section 2 and inserting in lieu thereof the following new section:

Section five hundred twelve point thirty-three (512.33), Code 1966, is hereby amended by striking all of said section and inserting in lieu thereof the following:

“Such associations may employ agents in the soliciting or procuring of new members and such agents shall be subject to the provisions of chapter five hundred twenty-two (522) of the Code. The term ‘agent’ as used in this section means any authorized or acknowledged agent of a society who acts as such in the solicitation, negotiation or procurement or making of a life insurance, accident and health insurance or annuity contract. Notwithstanding the above definition of the term ‘agent’, a society may appoint one individual to act as an agent for each lodge, or other subordinate unit by whatever name known, of the society and licensing under chapter five hundred twenty-two (522) shall not be required of such individual so long as the life insurance contracts solicited and procured by such individual do not exceed twenty-five thousand dollars in any calendar year, or, in the case of any other kind or kinds of insurance which the society is authorized to write, on the persons of more than twenty-five individuals in any calendar year. Licensing in accordance with chapter five hundred twenty-two (522) shall be required on and after the effective date of this Act. Any examination which may be required under the provisions of said chapter five hundred twenty-two (522) shall not be applicable to any agent of a society who is in the service of a society on the effective date of this Act, and who on said date is authorized to represent a fraternal beneficiary society. The provisions of said chapter five hundred twenty-two (522) shall not apply to the member representatives of any society organized or licensed under this chapter which insures its members against death, dismemberment and disability resulting from accident only, and which pays no commission or other compensation for the solicitation and procurement of such contracts.”

The amendment was adopted.

Senator Palmer asked and received unanimous consent to withdraw the amendment filed by Senators Palmer and Griffin on May 12, 1969, and found on pages 1576-77 of the 1969 Senate Journal.

Senator Palmer asked and received unanimous consent to withdraw the amendment filed by Senators Palmer and Griffin on May 13, 1969, and found on pages 1607-08 of the 1969 Senate Journal.

Senator Palmer offered the following amendment filed by Senator Griffin and moved its adoption:

Amend House File 231, as amended and passed by the House, page 2, by striking from lines 9 and 18 the figure “1969” and inserting in lieu thereof the figure “1970”.

The amendment was adopted.

Senator Palmer moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question “Shall the bill pass?” (H.F. 231) the vote was:

Ayes, 42:

Anderson
Arbuckle

Balloun
Bass

Bortell
Briles

Brownlee
Clarke

Coleman	Gilley	McGill	Rigler
Conklin	Glenn	Mogged	Shaff
Davis	Griffin	Mowry	Stephens
DeHart	Hougen	Nicholson	Sullivan
DeKoster	Keith	Orr	Thordsen
Erskine	Klink	Palmer	Walsh
Frey	Kyhl	Parker	Weimer
Frommelt	Lange	Potgeter	
Gaudineer	Lucken	Rabedeaux	

Nays, none.

Voting present, 1:

Kosek

Absent or not voting, 18:

Curran	Lamborn	Ollenburg	Schaben
Denman	Laverty	O'Malley	Shirley
Dodds	Leonard	Potter	Smith
Doderer	Messerly	Reichardt	Van Gilst
Hill	Neu		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

SPECIAL ORDER

Senator Rigler asked and received unanimous consent that **House File 1** be made a special order of business for Tuesday, March 10, 1970, at 9:00 a.m.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File 253, a bill for an act relating to shorthand court reporters.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 643, a bill for an act relating to the registration of motor vehicles by a nonresident.

Also: That the House has adopted the conference committee report and the amendments contained therein and passed:

Senate File 1055, a bill for an act providing a relocation advisory assistance program to persons displaced by highway projects.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1135, a bill for an act relating to the power of eminent domain.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1136, a bill for an act relating to information to be furnished property owners in negotiations for land for highway purposes.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1179, a bill for an act relating to distribution of trade-marked articles.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1180, a bill for an act relating to unfair trade discrimination.

Also: That the House has concurred in Senate amendment to and passed the following bill in which the concurrence of the House was asked:

House File 91, a bill for an act permitting the conservation commission to promulgate special rules regarding operation of watercraft near Creston.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 595, a bill for an act relating to the purchase of real estate by the state.

Also: That the House has concurred in Senate amendment to and passed the following bill in which the concurrence of the House was asked:

House File 1156, a bill for an act relating to a revision of Iowa law governing divorce and marriage annulment.

Also: That the House has adopted the conference committee report and the amendments contained therein and passed:

House File 1176, a bill for an act relating to the Iowa public employees' retirement system.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 1135

Amend Senate File 1135 by adding as a new section:

Chapter four hundred seventy-two (472), Code 1966, is amended by adding the following new section:

"Any utility or railroad subject to section four hundred seventy-four point ten (474.10), chapter four hundred ninety (490), or chapter four hundred ninety A (490A) of the Code, authorized by law to acquire property by condemnation that does acquire the property of any person who is displaced thereby after the effective date of this Act shall pay to such person in addition to all other sums of money required by law a displacement allowance in accordance with and in the same manner as provided for acquisition for highway projects in sections three (3) and four (4) and five (5) of Senate File 1055, Acts of the Sixty-third General Assembly, Second Session. In the application of said sections and this section the term 'commission' shall mean the Iowa state commerce commission. The displacement allowance shall be paid in the manner provided in that Act and pursuant to the rules and regulations promulgated by the commission. Any person aggrieved by a determination as to eligibility for a payment or the amount of such payment may, upon application, have the matter reviewed by the commission. The decision of the commission upon review shall be final as to all parties. Any utility subject to this Act that proposes to acquire the

property of any person who will be displaced by such acquisition shall inform such person of his right to receive a displacement allowance and if his entitlement thereto or the amount thereof is in dispute, his right of appeal to the commission."

HOUSE AMENDMENT TO SENATE FILE 1136

Amend Senate File 1136, as passed by the Senate and reprinted, by inserting in line 12 after the word "property" the words, "or interest therein".

HOUSE MESSAGE CONSIDERED

House File 595, a bill for an act relating to the purchase of real estate by the state.

Read first time and **passed on file**.

SENATE CONCURRENT RESOLUTION 113

By DeKoster

Whereas, a property is no longer a valid measure of the ability to pay taxes, and a tax on property is, therefore, an unfair tax, and

Whereas, local school costs in Iowa are paid principally from the tax on property, and

Whereas, other taxes in Iowa based more appropriately on ability to pay are collected almost exclusively at the state level, and

Whereas, such other taxes are used largely for the support of education above the level of the high school and for social welfare programs, and

Whereas, such taxes are barely sufficient to support the present level of such activities, and

Whereas, the Advisory Commission on Intergovernmental Relations has made a study of costs of various functions of all governmental levels, and

Whereas, the report of that study published in April, 1969, recommends that the federal government take over the cost of all social welfare programs, and the state government take over a far greater share of all local school costs, *Now, Therefore*,

Be It Resolved by the Senate, the House Concurring,

1. That the Congress of the United States be memorialized to act with all deliberate speed to implement that part of the study dealing with costs of welfare programs, and

2. That the General Assembly of the State of Iowa indicate its willingness to advance in the direction as to local school costs indicated by the study as soon as the state can be relieved of much of the cost of welfare programs, and

3. That a copy of this resolution be sent to each of the United States Senators and Congressmen representing the State of Iowa in the Congress of the United States, and to the chairmen of the appropriate committees of the Senate and House of Representatives in the Congress of the United States.

SENATE CONCURRENT RESOLUTION 114
By Committee on Environmental Preservation

Whereas, littering has become an increasingly serious pollution problem in Iowa; and

Whereas, there appears to be a disproportionate increase in the amount of littering in recent years compared to population trends, and

Whereas, the removal of litter costs several hundred thousand dollars annually to the taxpayers of Iowa; and

Whereas, the enforcement of anti-litter laws has proven difficult without the active support of the general public; and

Whereas, an effective anti-litter program necessitates the development of public attitudes, understanding and responsibility for the need of litter control to preserve our natural environment; and

Whereas, the development of public attitudes, understanding and responsibility toward careless and unthinking human actions is best accomplished through coordinated public education and community action campaigns; *Now, Therefore,*

Be It Resolved by the Senate, the House Concurring, That the General Assembly of the State of Iowa respectfully requests the Governor of the State of Iowa to proclaim the first week in the month of June each year to be Iowa Anti-Litter Week and urges civic-minded organizations and the general public to join in community action programs to eliminate littering throughout the State of Iowa.

BILLS ASSIGNED TO COMMITTEE

President Jepsen announced the assignment of the following bills to committee:

- S. F. 1084 Appropriations
- S.C.R. 112 Schools
- H. F. 443 Schools
- H. F. 1254 Judiciary

EXPLANATION OF VOTE

While I was absent from the Senate chamber a vote was recorded on Senate File 1157. Had I been present I would have voted "nay."

ROBERT R. DODDS

REPORTS OF COMMITTEE

Senator Lucken submitted the following reports:

MR. PRESIDENT: Your committee on human and industrial relations, to which was referred **Senate File 1106**, a bill for an act relating to labor disputes, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

Amend Senate File 1106, page 1, by striking lines 11 through 17, inclusive.

J. HENRY LUCKEN, Chairman

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on human and industrial relations, to which was referred **Senate File 1124**, a bill for an act to provide for variance from employment safety rules, regulations or standards, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

Amend Senate File 1124 as follows:

1. Page 1, line 7, by striking the word "Upon" and inserting in lieu thereof the following:
"In the event that employment safety rules, regulations and standards create a hardship and upon".

2. Page 1, line 11, by inserting after the word "commission" the following:
"only when it is demonstrated to the satisfaction of the commission that equivalent protection is afforded."

J. HENRY LUCKEN, Chairman

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend Senate File 1084 as follows:
- 2 1. Page 1, by striking lines 4 through 18, inclusive.
- 3 2. Page 14, by inserting after line 18 a new subsection
- 4 and renumbering the subsequent subsection:
- 5 "When the state is the public employer, no collective
- 6 bargaining agreement shall be effective until it receives
- 7 the approval of four members of the executive council and
- 8 seven members of the budget and financial control committee."
- 9 3. Page 7, by inserting after line 21 the following new
- 10 subsection and renumbering the subsequent subsections:
- 11 "Determine the cost of wages of public employers and
- 12 employees for time expended away from their regular duties
- 13 while engaged in collective bargaining and for other
- 14 expenses incurred by the public employer, and require that
- 15 fifty percent of the total cost shall be paid by the employee
- 16 organization to the general fund of the public employer.
- 17 If the employee organization fails to pay its share promptly
- 18 the board shall revoke its certification or recognition
- 19 as a bargaining representative."
- 20 4. Page 18, by striking lines 19 through 27, inclusive,
- 21 and inserting in lieu thereof the following sentence:
- 22 "The provision of this Act relative to the duty of
- 23 public employers to bargain shall not be effective until
- 24 January 1, 1973."

J. HENRY LUCKEN

- 1 Amend the transportation committee amendment to House
- 2 File 1, filed March 5, 1970, found on pages 760, 761, and
- 3 762 of the Senate Journal, by striking line 97 and inserting
- 4 in lieu thereof the following:
- 5 "12. Page 14, by inserting after line 26 a new section
- 6 as follows:".

CLIFTON C. LAMBORN

1 Amend the state government committee amendment number
 2 2 to House File 199, filed March 5, 1970, found on page
 3 759 of the Senate Journal, by striking from line 20 the
 4 words "court of competent jurisdiction" and inserting in
 5 lieu thereof the words "district court".

R. DEAN ARBUCKLE

1 Amend House File 1137 by numbering properly and insert-
 2 ing on page 7, after line 28 the following new section:
 3 "Sec. 18. A franchisor shall be deemed to have engaged
 4 in fair trade practice unless each franchisor shall remit to
 5 the treasurer of state upon September 1, January 1, April 1,
 6 and July 1 of each year a sum of money equal to five dollars
 7 for each motor vehicle shipped to a franchisee for sale in
 8 this state. The treasurer shall place such moneys collected
 9 into a fund to be known as the auto junk disposal fund. The
 10 office of planning and programming shall undertake studies in
 11 order to determine the most economical and feasible manner to
 12 dispose of junk motor vehicles or cars. The office of planning
 13 and programming may allocate from such fund direct grants to
 14 a city, town, county, or a group of such governmental agencies
 15 who have entered into an intergovernmental agreement pursuant
 16 to chapter twenty-eight E (28 E) of the Code for the purpose
 17 of establishing a sanitary land fill or other means for dis-
 18 posing of such junk cars that is approved by the office of
 19 planning and programming."

MINNETTE DODERER
 WILSON L. DAVIS
 LEE H. GAUDINEER, JR.

1 Amend House File 1243 by adding in line 12,
 2 page 9, after the word "be" the word "substantially".

GEORGE E. O'MALLEY

1 Amend House File 1294, page 1, line 15, by
 2 inserting after the word "board," the words "an
 3 insurance company subject to Title Twenty (XX) of
 4 the Code,".

CHARLES K. SULLIVAN

On motion of Senator Rigler, the Senate adjourned until 10:00
 a.m., Monday, March 9, 1970.

JOURNAL OF THE SENATE

FIFTY-SEVENTH DAY

SENATE CHAMBER,
DES MOINES, IOWA, MONDAY, MARCH 9, 1970.

The Senate met in regular session, President Jepsen presiding.

Prayer was offered by the Reverend Carl W. Schmidt, pastor of the Zion Lutheran Church, Denison, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Friday, March 6, 1970, was approved.

PETITIONS

The following petitions were presented and placed on file:

By Senator Weimer, from nineteen residents of Linn County favoring property tax relief.

By Senator Nicholson from one hundred eighty-seven residents of Scott County favoring legislation to remove sex education from all Iowa public schools.

DISTINGUISHED GUEST

Senator Kosek rose on a point of personal privilege and presented to the Senate the Honorable Martin Wiley, former member of the Senate from Linn County.

VISITORS

Forty-eight students from Peoria Christian School, Peoria, Iowa, accompanied by Robert DeJager.

A group of students from Moore Elementary School, Des Moines, Iowa, accompanied by Mary Ann Joynt.

SENATOR EXCUSED

Senator Reichardt asked and received unanimous consent that Senator McGill be excused until able to return to the Senate. Senator McGill was seriously injured in an automobile accident on Saturday morning, March 7, 1970, and admitted to the Iowa Methodist Hospital for surgery.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Chair announced the special order of business for the consideration of **House File 1243**.

POINT OF ORDER

Senator Rigler raised a point of order on consideration of the bill for the reason that the information on the fiscal note attached thereto indicated it should be referred to the committee on appropriations.

The Chair ruled the point well taken and referred **House File 1243** to the committee on appropriations.

ADOPTION OF CONFERENCE COMMITTEE REPORT

House File 1176

Senator Frommelt called up for consideration the following report and moved its adoption:

REPORT OF CONFERENCE COMMITTEE
(House File 1176)

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to consider the difference between the Senate and the House of Representatives on House File 1176, a bill for an act relating to the Iowa public employees' retirement system, wages covered and the payment of benefits under such system, respectfully submit the following recommendation:

That the House concur in the Senate amendment.

On the part of the Senate
ANDREW G. FROMMELT
ELMER F. LANGE
JAMES W. GRIFFIN, SR.

On the part of the House
EDGAR J. KOCH, Chairman
C. RAYMOND FISHER
TOM DOUGHERTY

The motion prevailed and the conference committee report and the recommendation contained therein were adopted.

Senator Frommelt moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1176) the vote was:

Ayes, 58:

Anderson	Clarke	Denman	Glenn
Arbuckle	Coleman	Dodds	Griffin
Balloun	Conklin	Doderer	Hill
Bass	Curran	Erskine	Hougen
Bortell	Davis	Frey	Keith
Briles	DeHart	Frommelt	Klink
Brownlee	DeKoster	Gaudineer	Kosek

Kyhl	Neu	Potter	Stephens
Lamborn	Nicholson	Rabedaux	Sullivan
Lange	Ollenburg	Reichardt	Thordsen
Laverty	O'Malley	Rigler	Van Gilst
Leonard	Orr	Schaben	Walsh
Lucken	Palmer	Shaff	Weimer
Messerly	Parker	Shirley	
Mogged	Potgeter	Smith	

Nays, 1:

Gilley

Absent or not voting, 2:

McGill

Mowry

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

MOTION TO RECONSIDER WITHDRAWN

Senator Weimer asked and received unanimous consent to withdraw the motion to reconsider the vote by which **Senate File 1251** passed the Senate, filed by him on March 4, 1970.

PROOF OF PUBLICATION

Published copy of Senate File 1271 and verified proof of publication of said bill in the Fort Dodge Messenger and Chronicle on February 18, 1970, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

CARROLL A. LANE, Secretary

HOUSE AMENDMENTS CONSIDERED

Senate File 1136

Senator Briles called up for consideration Senate File 1136, a bill for an act relating to information to be furnished property owners in negotiations for land for highway purposes, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 1136, as passed by the Senate and reprinted, by inserting in line 12 after the word "property" the words, "or interest therein".

The Senate concurred in the House amendment.

Senator Briles moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1136) the vote was:

Ayes, 56:

Anderson	Denman	Kyhl	Parker
Arbuckle	Dodds	Lamborn	Potgeter
Balloun	Erskine	Lange	Rabedeaux
Bass	Frey	Laverty	Rigler
Bortell	Frommelt	Leonard	Schaben
Briles	Gaudineer	Lucken	Shaff
Brownlee	Gilley	Messerly	Shirley
Clarke	Glenn	Mowry	Smith
Coleman	Griffin	Neu	Stephens
Conklin	Hill	Nicholson	Sullivan
Curran	Hougen	Ollenburg	Thordsen
Davis	Keith	O'Malley	Van Gilst
DeHart	Klink	Orr	Walsh
DeKoster	Kosek	Palmer	Weimer

Nays, 1:

Mogged

Absent or not voting, 4:

Doderer	McGill	Potter	Reichardt
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 1058

Senator Mowry called up for consideration Senate File 1058, a bill for an act legalizing wills, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 1058 as follows:

1. Strike from line six (6) "1965" and insert "1964".
2. Strike lines seven (7) and eight (8) and insert:
"2. By striking from line six (6) 'Code 1946 to 1958' and inserting 'Codes 1946 to 1962'."
3. Add after line eight (8) the following:
"3. By adding to said section a new paragraph as follows:
In all instances prior to January 1, 1967, where administrators have failed to publish notice of their appointment as required by section six hundred thirty-three point two hundred thirty (633.230), Code 1966, and executors have failed to publish a notice of admission of the will to probate and their appointment as required by section six hundred thirty-three point three hundred four (633.304), Code 1966, but have published a notice of appointment or notice of admission of the will to probate and of the appointment of the executor, such notice of appointment or notice of admission of the will to probate and of the appointment of the executor, is hereby legalized and shall have the same force and effect as though the same had been published as required."
4. Strike from line twelve (12) "1969" and insert "1964".
5. Strike lines thirteen (13) and fourteen (14) and insert:
"2. By striking from lines seven (7) and eight (8) 'Code 1946 to 1958' and inserting 'Codes 1946 to 1962'."

The Senate concurred in the House amendment.

Senator Mowry moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1058) the vote was:

Ayes, 57:

Anderson	Doderer	Lavery	Potter
Arbuckle	Erskine	Leonard	Rabedeaux
Balloun	Frey	Lucken	Reichardt
Bass	Frommelt	Messerly	Rigler
Bortell	Gaudineer	Mogged	Schaben
Briles	Gilley	Mowry	Shaff
Brownlee	Glenn	Neu	Shirley
Clarke	Griffin	Nicholson	Smith
Conklin	Hill	Ollenburg	Stephens
Curran	Hougen	O'Malley	Sullivan
Davis	Klink	Orr	Thorsden
DeHart	Kosek	Palmer	Van Gilst
DeKoster	Kyhl	Parker	Walsh
Denman	Lange	Potgeter	Weimer
Dodds			

Nays, none.

Absent or not voting, 4:

Coleman	Keith	Lamborn	McGill
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up out of order House File 589.

House File 589

On motion of Senator Shaff, House File 589, a bill for an act relating to county ambulance service, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Shaff offered the following amendment and moved its adoption:

Amend House File 589, page 1, line 9, by striking the word "shall" and inserting in lieu thereof the word "may".

The amendment was adopted.

HOUSE FILE DEFERRED

Senator Frommelt asked and received unanimous consent that further action on **House File 589** be deferred and that the bill be placed on the calendar under unfinished business.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up out of order House File 1060.

House File 1060

On motion of Senator Messerly, House File 1060, a bill for an act providing an exemption from state income tax for active duty military service, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Messerly moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1060) the vote was:

Ayes, 58:

Anderson	Doderer	Lavery	Potter
Arbuckle	Erskine	Leonard	Rabedaux
Balloun	Frommelt	Lucken	Reichardt
Bass	Gaudineer	Messerly	Rigler
Bortell	Gilley	Mogged	Schaben
Briles	Glenn	Mowry	Shaff
Brownlee	Griffin	Neu	Shirley
Clarke	Hill	Nicholson	Smith
Coleman	Hougen	Ollenburg	Stephens
Conklin	Keith	O'Malley	Sullivan
Curran	Klink	Orr	Thordsen
Davis	Kosek	Palmer	Van Gilst
DeHart	Kyhl	Parker	Walsh
DeKoster	Lamborn	Potgeter	Weimer
Dodds	Lange		

Nays, none.

Absent or not voting, 3:

Denman	Frey	McGill
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

SENATE FILE WITHDRAWN

Senator Messerly asked and received unanimous consent that **Senate File 1090** be withdrawn from further consideration of the Senate.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up out of order House File 1088.

House File 1088

On motion of Senator Bortell, House File 1088, a bill for an act relating to the term of office of the president of the state fair board,

with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Bortell moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1088) the vote was:

Ayes, 58:

Anderson	Doderer	Laverty	Potter
Arbuckle	Erskine	Leonard	Rabedeaux
Balloun	Frommelt	Lucken	Reichardt
Bass	Gaudineer	Messerly	Rigler
Bortell	Gilley	Mogged	Schaben
Briles	Glenn	Mowry	Shaff
Brownlee	Griffin	Neu	Shirley
Clarke	Hill	Nicholson	Smith
Coleman	Hougen	Ollenburg	Stephens
Conklin	Keith	O'Malley	Sullivan
Curran	Klink	Orr	Thordsen
Davis	Kosek	Palmer	Van Gilst
DeHart	Kyhl	Parker	Walsh
DeKoster	Lamborn	Potgeter	Weimer
Dodds	Lange		

Nays, none.

Absent or not voting, 3:

Denman	Frey	McGill
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order Senate File 1263.

Senate File 1263

On motion of Senator DeKoster, Senate File 1263, a bill for an act relating to trade-marks and providing conformity with a previous enactment by the Sixty-third General Assembly, Second Session, was taken up and considered.

Senator DeKoster moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1263) the vote was:

Ayes, 55:

Anderson	Conklin	Frommelt	Klink
Arbuckle	Curran	Gaudineer	Kosek
Balloun	Davis	Gilley	Kyhl
Bass	DeHart	Glenn	Lamborn
Bortell	DeKoster	Griffin	Laverty
Briles	Dodds	Hill	Leonard
Brownlee	Doderer	Hougen	Lucken
Clarke	Erskine	Keith	Messerly

Mowry	Palmer	Rigler	Sullivan
Neu	Parker	Schaben	Thordsen
Nicholson	Potgeter	Shaff	Van Gilst
Ollenburg	Potter	Shirley	Walsh
O'Malley	Rabedeaux	Smith	Weimer
Orr	Reichardt	Stephens	

Nays, none.

Absent or not voting, 6:

Coleman	Frey	McGill	Mogged
Denman	Lange		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order Senate File 1264.

Senate File 1264

On motion of Senator O'Malley, Senate File 1264, a bill for an act relating to traffic-control devices, was taken up and considered.

Senator O'Malley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1264) the vote was:

Ayes, 56:

Anderson	Dodds	Lamborn	Potgeter
Arbuckle	Erskine	Laverty	Potter
Balloun	Frey	Leonard	Rabedeaux
Bass	Frommelt	Lucken	Reichardt
Bortell	Gaudineer	Messerly	Rigler
Briles	Gilley	Mogged	Schaben
Brownlee	Glenn	Mowry	Shaff
Clarke	Griffin	Neu	Shirley
Coleman	Hill	Nicholson	Smith
Conklin	Hougen	Ollenburg	Sullivan
Curran	Keith	O'Malley	Thordsen
Davis	Klink	Orr	Van Gilst
DeHart	Kosek	Palmer	Walsh
DeKoster	Kyhl	Parker	Weimer

Nays, none.

Absent or not voting, 5:

Denman	Lange	McGill	Stephens
Doderer			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order Senate File 1271.

Senate File 1271

On motion of Senator Coleman, Senate File 1271, a bill for an act to legalize and validate the proceedings of the board of directors of Iowa central community college (merged area V) and the Fort Dodge community school district, Fort Dodge, Iowa, in regard to the transfer of buildings, real estate, lease agreements, equipment, and books and the repayment of operational costs for the college for the year 1966-67 and to authorize and direct the board of directors of Fort Dodge community school district to execute and deliver to Iowa central community college (merged area V) a warranty deed for the real estate involved, and to authorize and direct said boards of directors to execute any and all other instruments necessary to complete the transition agreement, was taken up and considered.

Senator Coleman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1271) the vote was:

Ayes, 50:

Anderson	Dodds	Leonard	Potter
Arbuckle	Erskine	Lucken	Rabedeaux
Balloun	Frey	Messerly	Rigler
Bass	Gaudineer	Mowry	Schaben
Bortell	Gilley	Neu	Shaff
Briles	Glenn	Nicholson	Shirley
Brownlee	Griffin	Ollenburg	Smith
Clarke	Hill	O'Malley	Stephens
Coleman	Keith	Orr	Sullivan
Conklin	Klink	Palmer	Thordsen
Davis	Kosek	Parker	Van Gilst
DeHart	Kyhl	Potgeter	Walsh
DeKoster	Lamborn		

Nays, none.

Absent or not voting, 11:

Curran	Frommelt	Laverty	Reichardt
Denman	Hougen	McGill	Weimer
Doderer	Lange	Mogged	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order House File 615.

House File 615

On motion of Senator DeKoster, House File 615, a bill for an act relating to liability of the state for claims incident to training, operation, or maintenance of the national guard while not in "active

state service", with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Mowry moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 615) the vote was:

Ayes, 54:

Anderson	Erskine	Lange	Potgeter
Arbuckle	Frey	Leonard	Potter
Balloun	Frommelt	Lucken	Rabedeaux
Bass	Gaudineer	Messerly	Reichardt
Bortell	Gilley	Mogged	Rigler
Briles	Glenn	Mowry	Schaben
Brownlee	Griffin	Neu	Shirley
Clarke	Hill	Nicholson	Smith
Coleman	Hougen	Ollenburg	Stephens
Conklin	Keith	O'Malley	Sullivan
Curran	Klink	Orr	Thordsen
DeHart	Kosek	Palmer	Van Gilst
DeKoster	Kyhl	Parker	Walsh
Dodds	Lamborn		

Nays, none.

Absent or not voting, 7:

Davis	Doderer	McGill	Weimer
Denman	Laverty	Shaff	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

SENATE FILES WITHDRAWN

Senator Mowry asked and received unanimous consent that **Senate File 432** be withdrawn from further consideration of the Senate.

Senator Griffin asked and received unanimous consent that **Senate File 179** be withdrawn from further consideration of the Senate.

On motion of Senator Rigler, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Jepsen presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1081, a bill for an act relating to waterworks employees group insurance.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1082, a bill for an act relating to coverage of waterworks employees group insurance.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1192, a bill for an act relating to school reorganization.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1305, a bill for an act relating to the issuance of bonds for dock purposes.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1306, a bill for an act relating to the granting of easements by a municipality.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1307, a bill for an act to legalize and validate the proceedings of the board of directors of the Henderson consolidated school district.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1310, a bill for an act relating to stockholders' meetings for certain corporations.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 440, a bill for an act relating to the granting of military service exemption benefits to dependents.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 585, a bill for an act relating to a state crime laboratory.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1081, a bill for an act relating to probate inventories.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1120, a bill for an act relating to the conveyance of land in Page County.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1138, a bill for an act relating to the protection of nongame birds.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 585

Amend Senate File 585, as passed by the Senate, as follows:

1. By striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. There is hereby created under the control, direction and supervision of the commissioner of public safety a state criminalistics laboratory. The commissioner shall appoint a director of the state criminalistics laboratory and determine the placement of such laboratory within the department. The laboratory shall conduct analyses, comparative studies, toxicology studies, and other studies normally performed by criminalistics laboratories. The laboratory may also assist in autopsies when requested by any medical examiner and in criminal investigations when requested by a peace officer.

Sec. 2. There is hereby created the position of state medical examiner. The state medical examiner shall possess a degree of doctor of medicine from an approved medical school, be licensed to practice medicine in the state of Iowa, and possess special training in the medical specialty of forensic pathology. The state medical examiner shall be appointed by the governor from a list of qualified persons submitted by the board of regents, the attorney general, and the commissioner of public safety. The term of office of the state medical examiner is six years. The state medical examiner may be a faculty member of the college of medicine or the college of law at the university of Iowa, and any of his assistants or staff may be members of the faculty or staff of the college of medicine or the college of law at the university of Iowa. The board of regents shall fix the compensation of the state medical examiner and his assistants or staff.

Sec. 3. The duties of the state medical examiner shall be:

1. To provide assistance, consultation, and training to county medical examiners and law-enforcement officials.
2. To keep complete records of all relevant information concerning deaths or crimes requiring investigation.
3. To promulgate rules and regulations pursuant to chapter seventeen A (17A) of the Code regarding the transfer of items for analysis or investigation to laboratories; the manner and techniques to be employed while conducting autopsies; the nature, character, and extent of investigations to be made in cases of homicide or suspected homicide necessary to allow a medical examiner to render a full and complete analysis and report; the format and matters to be contained in all reports rendered by medical examiners; and all other things necessary to carry out this Act. All county medical examiners and peace officers shall be subject to such rules and regulations.

Sec. 4. The board of supervisors of each county shall appoint a county medical examiner who shall take office on January 2, 1971, and each two years thereafter, and serve for a term of two years and until his successor has been appointed and qualifies. County medical examiners holding office upon the effective date of this Act shall continue in office until their successors are appointed and qualified. Vacancies for any unexpired term shall be filled by the board of supervisors.

Sec. 5. Each county medical examiner shall be licensed in Iowa as a doctor of medicine and surgery, as a doctor of osteopathic medicine and surgery, or as an osteopathic physician. He shall be appointed by the board of supervisors from lists of two

or more names submitted by the medical society and the osteopathic society of the county in which he is a resident. If names are not submitted by either society, the board of supervisors may appoint any licensed physician, osteopathic physician and surgeon, or osteopathic physician of the county. If such qualified physician of the county will not serve, the board of supervisors may appoint a physician from another county. If a county medical examiner is unable to serve in any particular case or for any period of time, he shall promptly notify the chairman of the board of supervisors who shall then designate some other qualified physician to serve in his place.

Sec. 6. The county medical examiner shall take an oath of office as prescribed by Article eleven (XI), section five (5), of the Constitution of Iowa and shall post bond with the county auditor in an amount to be fixed by the board of supervisors.

Sec. 7. The board of supervisors of each county may provide such laboratory facilities, deputy medical examiners, and other professional, technical, and clerical assistance as may be required by the county medical examiner in the performance of the duties imposed by this Act. However, such requirements shall be subject to prior approval by the state medical examiner.

Sec. 8. The death of any person shall be reported to the county medical examiner or state medical examiner by the physician in attendance, by any law-enforcement officer having knowledge of such death, by the embalmer, or by any other person present, if the deceased shall have died in the manner specified in section ten (10) of this Act. The appropriate medical examiner shall notify the proper law-enforcement officers and take charge of the body. The county medical examiner shall also make inquiries regarding the cause and manner of death, reduce his findings to writing, promptly make a full report thereof to the state medical examiner on forms prescribed for such purpose, and deliver a copy of said report to the county attorney of his county. For each such preliminary investigation, including the making of the required reports, the county medical examiner shall receive a fee as set by the board of supervisors, plus his actual expenses, to be paid by the county for which the service was performed.

Sec. 9. Every person who knows of the existence of a body where death occurred in the manner specified in section ten (10) of this Act, shall notify the county or state medical examiner or the proper law-enforcement officer thereof as soon as possible, unless such person shall have good reason to believe that such notice has already been given. Any person who shall fail to give such notice to a medical examiner shall be guilty of a public offense, and upon conviction thereof shall be punished by a fine of not more than five hundred dollars or a sentence in the county jail of not more than six months, or by both such fine and imprisonment.

Sec. 10. The state medical examiner shall investigate or cause the county medical examiner to investigate human deaths where determination of the cause of death is in the public

interest. Deaths affected with the public interest shall include, but not necessarily be limited to, all deaths known or suspected to be of the following types:

1. Violent deaths, including homicidal, suicidal, or accidental deaths.
2. Deaths caused by thermal, chemical, electrical, or radiation injury.
3. Deaths caused by criminal abortion including those self-induced, or by rape, carnal knowledge, or crimes against nature.
4. Deaths related to disease thought to be virulent or contagious, which might constitute a public hazard.
5. Deaths that have occurred unexpectedly, or from unexplained causes.
6. Deaths of persons confined in any prison, jail, or correctional institution.
7. Deaths of persons where a physician was not in attendance at any time at least thirty-six hours preceding death, with the exception of prediagnosed terminal or bedfast cases for which the time period shall be extended to twenty days.
8. Deaths of persons where the bodies are not claimed by relatives or friends.
9. Deaths of all persons wherein the identity of the deceased is unknown.

Sec. 11. The county medical examiner shall investigate each death occurring in the manner specified in section ten (10) of this Act, and report each case to the state medical examiner. The county medical examiner shall conduct such investigation as may be required by the state medical examiner and shall determine whether or not the public interest requires an autopsy or other special investigation. In his determination of the need for an autopsy, the county medical examiner may consider the requests for an autopsy made by private persons or public officials, except that the state medical examiner or the county attorney of the county where the death occurred may require an autopsy.

Sec. 12. A complete record of the findings of a person making an autopsy shall be promptly made and filed in the office of the state medical examiner and the county attorney for the county where death occurred and the county attorney of the county wherein any injury contributing to or causing death was sustained.

Sec. 13. When any death occurs in the manner specified in section ten (10) of this Act, the body shall not be disturbed or removed from the position in which it is found by any person without authorization from the county medical examiner or the state medical examiner, except for the purpose of preserving such body from loss or destruction, or permitting the passage of traffic on a highway, railroad, or airport, or if the failure to immediately remove such body might endanger life, safety, or health. It shall be unlawful for any person to move, disturb, or conceal a body in violation of this Act.

Sec. 14. Reports of investigations made by the state medical examiner or his designee or by a county medical examiner

or his designee, and the records and reports of autopsies made as provided in this Act, shall be received as evidence in any court or other proceedings, except that statements by witnesses or other persons and conclusions on extraneous matters included within the report are not hereby made admissible. The persons preparing a report or record given in evidence hereunder may be subpoenaed as a witness in any civil or criminal case by any party to the cause. Copies of records, photographs, laboratory findings, and records in the office of the state medical examiner or any medical examiner, when duly attested to by the state medical examiner or one of his staff, or the medical examiner in whose office the same are, shall be received as evidence in any court or other proceedings for any purpose for which the original could be received without proof of the official character of the person whose name is signed thereto.

Sec. 15. If there is no person entitled by law to any property or money found on a deceased person, it shall be deposited with the clerk of the district court to be held until disposed of according to law.

Sec. 16. After an investigation has been completed, including an autopsy if one is made, the body shall be delivered to the relatives or friends of the deceased person for burial. No medical examiner shall use influence in favor of any particular funeral director. If no person claims a body, it shall be disposed of as provided in chapter one hundred forty-two (142) of the Code.

Sec. 17. It shall be unlawful to embalm a body when the embalmer has any reason to believe death occurred in a manner specified in section ten (10) of this Act, or when there is evidence sufficient to arouse suspicion of crime in connection with the cause of death of the deceased, or where it is the duty of a medical examiner to view the body and investigate the death of the deceased person, until the permission of a county medical examiner has been obtained. Whenever feasible, the body shall be released to the funeral director for embalming within twenty-four hours of death.

It shall be unlawful to cremate, bury, or send out of the state the body of a deceased person when death occurred in a manner specified in section ten (10) of this Act, until a medical examiner shall certify in writing that he has viewed the body and has made personal inquiry into the cause and manner of death and that all necessary autopsy or postmortem examinations have been completed.

A fee as set by the board of supervisors shall be paid the county medical examiner for an examination certificate by the person making application therefor, and a copy of such certificate shall be promptly filed by the medical examiner in his office. The certificate of the county medical examiner shall not be required in cases of stillborn infants if a physician was present at the stillbirth and the cause of stillbirth, as certified by the physician according to the provisions of chapters one hundred forty-one (141) and one

hundred forty-four (144) of the Code, is not such as to require an investigation by a medical examiner.

Any person violating any of the provisions of this section shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be fined not more than one thousand dollars or imprisoned in the county jail not more than one year, or by both such fine and imprisonment.

Sec. 18. In any case of sudden, violent, or suspicious death after which the body is buried without any investigation or autopsy, the county medical examiner shall, upon being advised of such facts, notify the county attorney. The county attorney shall thereupon apply for a court order requiring the body to be exhumed, in accordance with chapter one hundred forty-one (141) of the Code. Upon receipt of the court order, an autopsy shall be performed by a medical examiner or by a pathologist designated by him and the facts disclosed by such autopsy communicated to the court ordering the disinterment for such action as may be proper.

Sec. 19. The commissioner of public safety may accept federal or private funds or grants to aid in the establishment or operation of the state criminalistics laboratory, and the board of regents may accept federal or private funds or grants to aid in the establishment of the position of state medical examiner.

Sec. 20. The governor shall by executive order provide for the transfer of any appropriate laboratory facilities, equipment, and technical personnel of the state to the state criminalistics laboratory if such transfer will more effectively and efficiently aid the investigation of crime.

Sec. 21. Chapter three hundred thirty-nine (339), Code 1966, is hereby repealed.

2. Page 1, line 1, by striking the word "crime" and inserting in lieu thereof the word "criminalistics".

HOUSE MESSAGES CONSIDERED

House File 1081, a bill for an act relating to waterworks employees group insurance.

Read first time and passed on file.

House File 1082, a bill for an act relating to coverage of waterworks employees group insurance.

Read first time and passed on file.

House File 1192, a bill for an act relating to school reorganization.

Read first time and passed on file.

House File 1305, a bill for an act relating to the issuance of bonds for dock purposes.

Read first time and passed on file.

House File 1306, a bill for an act relating to the granting of easements by a municipality in connection with a project constructed, purchased, received by gift or lease under the provisions of chapter four hundred nineteen (419) of the Code.

Read first time and passed on file.

House File 1307, a bill for an act to legalize and validate the proceedings of the board of directors of the Henderson Consolidated School District, in the county of Mills, State of Iowa, confirming and authorizing the sale of certain real property.

Read first time and passed on file.

House File 1310, a bill for an act relating to stockholders' meetings for certain corporations.

Read first time and passed on file.

INTRODUCTION OF BILLS

Senate File 1277, by committee on commerce, a bill for an act relating to exercise of governmental powers by the state commerce commission, providing penalties, authority to compromise, and appeals procedures.

Read first time and placed on calendar.

Senate File 1278, by committee on ways and means, a bill for an act relating to the homestead tax credit.

Read first time and placed on calendar.

Senate File 1279, by committee on rules, a bill for an act relating to the compensation of the lieutenant governor.

Read first time and placed on calendar.

Senate File 1280, by committee on ways and means, a bill for an act defining the services of excavating and grading.

Read first time and placed on calendar.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Mogged, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate File 1055.

CHARLES G. MOGGED
Chairman, Senate Committee
ELIZABETH SHAW
Chairman, House Committee

Report adopted.

BILL SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bill: Senate File 1055.

BILL SENT TO THE GOVERNOR

Senator Mogged, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 9th day of March, 1970, sent to the Governor for his approval: Senate File 1055.

CHARLES G. MOGGED, Chairman

Passed on file.

UNFINISHED BUSINESS

House File 1137

On motion of Senator Griffin, House File 1137, a bill for an act to provide for fair trade practices by motor vehicle franchisors, was taken up for further consideration.

Senator Griffin offered the following amendment and moved its adoption:

Amend House File 1137, as passed by the House, page 5 by striking the sentence beginning in line 21 and ending in line 23, and inserting in lieu thereof the following:

"The commission shall apportion all costs between the parties."

Senator Rigler offered the following amendment to the amendment:

Amend the Griffin amendment, filed February 16, 1970, to House File 1137, line 5, by inserting after the word "parties" the following: "and there shall be no expense whatsoever to the State of Iowa".

Senator Rigler moved the adoption of the amendment to the amendment and called for a division.

The amendment to the amendment lost.

On motion of Senator Griffin, his amendment was adopted.

Senator Denman offered the amendment by Senators Denman, DeKoster and Kyhl filed on February 26, 1970, and called for a division of the amendment as follows:

Division 1—section 1, lines 2, 3, 4 and 5.

1 Amend House File 1137 as follows:

- 2 1. By striking on page 2, lines 34 and 35, and on page 3,
3 lines 1 through 3, and inserting in lieu thereof the following:
4 "6. 'Community' means the franchisee's area of responsibility
5 as stipulated in the franchise."

On motion of Senator Denman, division 1 of the amendment was adopted.

Division 2—section 2, lines 6, 7, 8 and 9.

- 6 2. By adding to section 1 after line 4 on page 3 the following
7 new subsection:
8 "8. 'Consumer care' means to perform, for the public, neces-
9 sary maintenance and repairs to motor vehicles."

Senator Denman moved the adoption of division 2 of the amendment and called for a division.

Division 2 of the amendment was adopted.

Division 3—section 3, lines 10 through 16.

- 10 3. By adding to section 8 after line 8 on page 5 the follow-
11 ing new paragraph:
12 "Nothing contained in this Act shall be construed to require
13 or authorize any investigation by the commission of any matter
14 before the commission under this Act. Upon hearing, the commis-
15 sion shall hear the evidence introduced by the parties and shall
16 make its decision solely upon the record so made."

Senator Gaudineer offered the following amendment to division 3 of the amendment:

Amend the Denman, et al., amendment to House File 1137, filed February 26, 1970, found on page 646 of the Senate Journal, by striking lines 12 through 16, inclusive, and by inserting in lieu thereof the following:

"The commission shall cause its staff to investigate on behalf of the public all matters presented to it under this Act and thereafter cause the results of each investigation to be presented to it at a hearing for proper determination by the commission."

Senator Briles took the chair at 3:30 p.m.

Senator Gaudineer moved the adoption of the amendment to division 3 and called for a division.

The amendment to division 3 lost.

On motion of Senator Denman, division 3 of the amendment was adopted.

Division 4—section 4, lines 17 and 18.

- 17 4. By adding after the word "The" on page 5, line 28, the
18 word "sole".

Senator Denman offered the following amendment to division 4 of the amendment and moved its adoption:

Amend the Denman-DeKoster-Kyhl amendment, filed February 26, 1970, pages 646 and 647 of the Senate Journal, to House File 1137, line 17, by striking the numeral "28" and inserting in lieu thereof "30".

The amendment to division 4 of the amendment was adopted.

On motion of Senator Denman, division 4 of the amendment as amended was adopted.

Division 5—section 5, lines 19 through 23.

19 5. By striking the period on page 6, line 12, and adding
20 the following: "unless the transfer of the franchisee's license
21 under chapter three hundred twenty-two (322) of the Code is denied
22 or the new owner is unable to obtain a license under chapter
23 three hundred twenty-two (322) of the Code, as the case may be."

President Jepsen took the chair at 3:45 p.m.

On motion of Senator Denman, division 5 of the amendment was adopted.

Division 6—section 6, lines 24 through 29.

24 6. By striking on page 6, line 35, and on page 7, lines 1
25 through 4, and inserting in lieu thereof the following:
26 "5. Whether the franchisee has adequate motor vehicle service
27 facilities, equipment, parts and qualified service personnel to
28 reasonably provide consumer care for the motor vehicles sold at
29 retail by the franchisee."

Senator Denman moved the adoption of division 6 of the amendment and called for a division.

Division 6 of the amendment was adopted.

Division 7—section 7, lines 30 through 42.

30 7. By adding to section 14 the following new subsections:
31 "6. Whether the franchisee refuses to honor warranties of the
32 franchisor to be performed by the franchisee, provided that the
33 franchisor reimburses the franchisee for such warranty work per-
34 formed by the franchisee.
35 7. Except as provided in section ten (10) of this Act, fail-
36 ure by the franchisee to substantially comply with those require-
37 ments of the franchise which are determined by the commission to
38 be reasonable and material.
39 8. Except as provided in section ten (10) of this Act, bad
40 faith by the franchisee in complying with those terms of the
41 franchise which are determined by the commission to be reasonable
42 and material."

Senator Denman moved the adoption of division 7 of the amendment and called for a division.

Division 7 of the amendment was adopted.

Division 8—section 8, lines 43 through 49.

43 8. By adding to section 15 after line 18 on page 7 the fol-
44 lowing new subsection:

45 "6. Whether the franchisees of the same line-make in that
46 community are providing adequate consumer care for the motor
47 vehicles of the line-make which shall include the adequacy of motor
48 vehicle service facilities, equipment, supply of parts and quali-
49 fied service personnel."

Senator Denman moved the adoption of division 8 of the amend-
ment.

Division was called for.

Division 8 of the amendment was adopted.

Senator Gaudineer offered the amendment filed by Senators
Gaudineer, Shirley and Weimer on February 27, 1970, and found
on pages 687-689, inclusive, of the Senate Journal, and called for
a division of the amendment.

Senator Gaudineer asked and received unanimous consent to
withdraw lines 2 through 45, 48 through 96, 106 through 121, and
133 through 137.

Senator Gaudineer requested that the remainder of the amend-
ment be considered as follows:

Division 1—section 9, lines 46 and 47; 97 through 105.

46 6. Page 4, by inserting after line 3 the following new sections
47 and by renumbering the remaining sections accordingly:
97 Sec. 9. Every franchisor and franchisee shall fulfill the
98 terms of any express or implied warranty concerning the sale of
99 a motor vehicle to the public of the line-make which is the sub-
100 ject of a contract or franchise agreement between the parties.
101 If it is determined by the district court that either the fran-
102 chisor or franchisee, or both, have violated an express or im-
103 plied warranty, the court shall add to any award or relief
104 granted an additional award for reasonable attorney fees and
105 other necessary expenses for maintaining the litigation.

On motion of Senator Gaudineer, division 1 of the amendment was
adopted.

Division 2—section 10, lines 122 through 129.

122 10. Page 6, line 13, by striking all after the word "subpoenas"
123 and all of line 14 and by inserting in lieu thereof the follow-
124 ing:
125 " , administer oaths, compel the attendance of witnesses
126 and production of books, papers, documents, and all other evi-
127 dence. The commission may apply to the district court of the
128 county wherein the hearing is being held for a court order en-
129 forcing this section."

On motion of Senator Gaudineer, division 2 of the amendment was adopted.

Division 3—section 11, lines 130, 131 and 132.

130 11. Page 7, line 4, by inserting before the period the follow-
131 ing words:
132 "and any other motor vehicles of the same line-make".

On the motion of Senator Weimer, division 3 of the amendment was adopted.

Senator DeKoster asked and received unanimous consent to withdraw the following amendment to the amendment:

Amend the Gaudineer, et al., amendment to House File 1137, filed February 27, 1970, found on pages 687, 688, and 689 of the Senate Journal, by adding after line 137 a new division as follows:

"Page 3, by adding after line 3 the following new subsection and renumbering the following subsections as required:

'Fair competition' means competition with other independent franchised dealers in new vehicles and shall not include competition with dealerships owned in whole or in part by any franchisor which is hereby declared not to be fair competition."

Senator Rigler offered the amendment by Senators Rigler, Lange and O'Malley, filed on February 27, 1970, and found on pages 685-687, inclusive, of the Senate Journal.

Senator Rigler called for a division of the amendment and asked and received unanimous consent to withdraw lines 4 through 30 and lines 40 through 57, the remainder of the amendment to be considered as follows:

Division 1—section 1, lines 1, 2 and 3.

1 Amend House File 1137 as follows:

2 1. By striking lines 3 through 25 on page 1 and lines 1 through
3 4 on page 2.

Senator Rigler moved the adoption of division 1 of the amendment.

Division was called for.

Division 1 of the amendment lost.

Division 2—section 8, lines 31, 32 and 33.

31 8. By striking the period (.) on page 6, line 4, and adding
32 the following: "except such inventory as is necessary to provide
33 consumer care."

Senator Rigler moved the adoption of division 2 of the amendment.

Division 2 of the amendment lost.

Division 3—section 9, lines 34 through 39.

34 9. By striking lines 11 and 12 on page 6 and inserting in
35 lieu thereof the following: "of the franchisee's dealership the
36 franchisor shall not arbitrarily withhold approval of such change
37 in the franchise so long as the transferee or executive management
38 thereof substantially meets the qualifications required of the
39 transferor in obtaining his original franchise."

Senator Rigler offered the following amendment to division 3 and called for a division of the amendment into two divisions:

Division 1.

1 Amend the Rigler, et al., amendment to House File 1137,
2 filed February 27, 1970, as follows:

3 1. By striking from line 39 the word "original" and
4 insert in lieu thereof the word "current".

Division 2.

5 2. By striking from line 52 the word "other" and
6 insert in lieu thereof the word "line-make".

7 3. By adding in line 56 after the word "existing" the
8 word "line-make".

On motion of Senator Rigler, division 1 of the amendment to division 3 was adopted.

Senator Rigler asked and received unanimous consent to withdraw division 2 of the amendment to the amendment.

Senator Rigler moved the adoption of division 3 of the amendment as amended.

The Chair called for a division.

Division 3 of the amendment as amended lost.

Senator Rigler asked and received unanimous consent to withdraw the following amendment to the amendment filed March 5, 1970:

Amend the Rigler-Lange-O'Malley amendment, filed February 27, 1970, pages 685, 686 and 687 of the Senate Journal, to House File 1137, line 29, by striking the numeral "28" and inserting in lieu thereof "30".

Senator Doderer offered the following amendment by Senators Doderer, Davis and Gaudineer:

1 Amend House File 1137 by numbering properly and insert-
2 ing on page 7, after line 28 the following new section:

3 "Sec. 18. A franchisor shall be deemed to have engaged
4 in fair trade practice unless each franchisor shall remit to
5 the treasurer of state upon September 1, January 1, April 1,
6 and July 1 of each year a sum of money equal to five dollars
7 for each motor vehicle shipped to a franchisee for sale in
8 this state. The treasurer shall place such moneys collected
9 into a fund to be known as the auto junk disposal fund. The

10 office of planning and programming shall undertake studies in
11 order to determine the most economical and feasible manner to
12 dispose of junk motor vehicles or cars. The office of planning
13 and programming may allocate from such fund direct grants to
14 a city, town, county, or a group of such governmental agencies
15 who have entered into an intergovernmental agreement pursuant
16 to chapter twenty-eight E (28E) of the Code for the purpose
17 of establishing a sanitary land fill or other means for dis-
18 posing of such junk cars that is approved by the office of
19 planning and programming."

Senator Walsh raised a point of order on the amendment for the reason that it was not germane to the bill.

The Chair ruled the point well taken and the amendment out of order.

Senator Glenn offered the following amendment:

Amend House File 1137 as follows:

On page 3, by striking all of lines 32 through 35
and on page 4, by striking all of lines 1 through 3, and
by renumbering the subsequent sections.

Senator Glenn moved the adoption of his amendment and called for a division.

The amendment lost.

Senator Reichardt offered the following amendment:

Amend House File 1137 by adding after page 7, line 28,
the following new section:

"Section three hundred twenty-two point three (322.3),
Code 1966, is amended by striking subsection nine (9)."

Senator Walsh raised a point of order on the amendment for the reason that it was not germane to the bill.

The Chair ruled the point well taken and the amendment out of order.

Senator Shirley offered the following amendment by Senators Shirley, et al.:

Amend House File 1137, page two (2), by striking the period in line thirty-three (33) and inserting in lieu thereof: "and 'farm tractors' and 'implements of husbandry' as defined in chapter three hundred twenty-one (321) of the Code."

Senator Walsh raised a point of order on the amendment for the reason that it was not germane to the bill.

The Chair ruled the point well taken and the amendment out of order.

Senator Griffin moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1137) the vote was:

Ayes, 53:

Anderson	Dodds	Laverty	Potter
Arbuckle	Doderer	Leonard	Rabedeaux
Balloun	Erskine	Lucken	Reichardt
Bass	Frey	Messerly	Schaben
Bortell	Frommelt	Mogged	Shaff
Briles	Gaudineer	Mowry	Shirley
Brownlee	Gilley	Neu	Smith
Coleman	Griffin	Nicholson	Stephens
Conklin	Hougen	Ollenburg	Sullivan
Curran	Keith	Orr	Thordsen
Davis	Klink	Palmer	Van Gilst
DeHart	Kosek	Parker	Walsh
DeKoster	Lamborn	Potgeter	Weimer
Denman			

Nays, 5:

Clarke	Hill	Lange	Rigler
Glenn			

Voting present, 1:

Kyhl

Absent or not voting, 2:

McGill O'Malley

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Griffin moved that the vote by which **House File 1137** passed the Senate be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

SENATE FILES WITHDRAWN

Senator Griffin asked and received unanimous consent that **Senate File 1207** be withdrawn from further consideration of the Senate.

Senator Griffin asked and received unanimous consent that **Senate File 539** be withdrawn from further consideration of the Senate.

SENATE CONCURRENT RESOLUTION 115

By Committee on Environmental Preservation

Whereas, environmental pollution is recognized as an increasingly important problem in Iowa; and

Whereas, litter control is an important part of the problem of maintaining a high quality environment for working and living; and

Whereas, the maintenance of a high quality environment requires the development of attitude, understanding and responsibility for the need of litter control and other forms of pollutions; and

Whereas, publicly and privately sponsored programs are needed to initiate and maintain momentum and interest toward the reduction and eventual elimination of litter control problems; and

Whereas, the State Department of Public Instruction, the Iowa Natural Resources Council, the State Conservation Commission, the Iowa State Highway Commission and the State Soil Conservation Commission are state agencies directly interested in litter control; and

Whereas, the Izaak Walton League, the League of Iowa Municipalities, 4-H Clubs, Future Farmers of America, Boy Scouts of America, Girl Scouts of America, Federated Garden Clubs of Iowa, the County Conservation Boards and other civic-minded organizations are directly and indirectly interested in litter control; and

Whereas, the University Extension Service at Iowa State University of Science and Technology has planned and conducted several educational programs relating to various aspects of environmental pollution; *Now, Therefore*,

Be It Resolved by the House, the Senate Concurring, That the General Assembly of the State of Iowa requests the University Extension Service at Iowa State University of Science and Technology to take appropriate action to coordinate the planning and implementation of public educational and community action anti-litter programs of public agencies and interested civic-minded organizations and groups.

SENATE CONCURRENT RESOLUTION 116

By Glenn, Coleman, Shirley, Conklin,
Orr, Hill, Gaudineer and Doderer

Whereas, on February 18, 1970, the House of Representatives passed House File 633 by a vote of 77-34 and

Whereas, on February 23, 1970, the Senate passed House File 633 in an amended form by a vote of 39-10 and

Whereas, the House and Senate have disagreed on the Senate amendment and the bill now proceeds to conference committee in regard to the subject matter in disagreement and

Whereas, under the Joint Rules of the Senate and House the authority of the conference committee is limited to recommendations regarding the subject matter of the amendment insisted upon and

Whereas, the "special interest" nature of House File 633, the so-called "use and file" method of allowing casualty insurance companies to set premium rates without advance approval of the Iowa Insurance Commissioner reflects very adversely upon this session of the legislature and

Whereas, the traditional authority of the Iowa Insurance Commissioner in serving as the "public watchdog" in matters of casualty insurance rates will be effectively nullified by this bill and

Whereas, casualty insurance premium rates may be expected to rise following enactment of this bill and

Whereas, numerous members of the legislature who supported this bill have subsequently expressed misgivings and doubts about its desirability and would like opportunity to be provided renewed debate on all provisions and aspects of the bill and

Whereas, the Joint Rules of the Senate and House prohibit such reconsideration without suspension of the Joint Rules; *Now, Therefore*,

Be It Resolved by the Senate, the House Concurring, That the Joint Rules of the General Assembly be suspended and House File 633 reconsidered.

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on March 9, 1970, the Governor had approved and transmitted to the Secretary of State the following bill:

S. F. 596—Relating to real property titles.

EXPLANATION OF VOTE

At the time the vote was taken on House File 1060, I was in the Secretary of State's office. If I had been in the Senate chambers at the time of the vote, I would have voted "aye".

JOHN M. WALSH

EXPLANATION OF VOTE

While I was absent from the Senate chamber the following bills were voted on: Senate File 1154, 1240, 1241, 1248 and House File 231. Had I been present I would have voted "aye" on all these bills.

ROBERT R. DODDS

REPORT OF COMMITTEE

Senator Shaff submitted the following report:

MR. PRESIDENT: Your committee on ways and means, to which was referred ~~Senate File 1226~~, a bill for an act relating to the tax on services, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

Amend Senate File 1226, page 1, by striking all of line 1 after the word "Act" and inserting in lieu thereof the following:

"defining construction, reconstruction, alteration, expansion and re-modeling services."

ROGER J. SHAFF, Chairman

Ordered passed on file.

AMENDMENTS FILED

1 Amend Senate File 233 as follows:

2 Page 3, by adding after the period in line 19 the following:

3 "However, this subsection shall not require an employer

4 to hire or employ an individual contrary to the terms of any

5 retirement system which may be in effect and apply to employees

6 of such employer if such individual is or would normally become

7 a member of such retirement system."

THOMAS J. FREY

1 Amend Senate File 362, page 1, by striking

2 line 13 through 18, inclusive, and inserting in lieu

3 thereof the following:

4 "thereof the words 'office space and equipment

5 shall be provided by the board of supervisors, but

6 if the board of supervisors by resolution declares that

7 adequate or suitable space is not available the county

8 conservation board may rent, acquire, or construct an

9 office with conservation funds and equip and maintain

10 the same for administrative functions and for the
11 safekeeping of its records.'"

HAROLD THORSEN
WILLIAM D. PALMER
CHARLES F. BALLOUN
EDWARD E. NICHOLSON

1 Amend the Lucken amendment to Senate File 1084, filed
2 March 6, 1970, found on page 783 of the Senate Journal,
3 by striking line 2 and inserting in lieu thereof the
4 following:

5 "1. Page 1, by striking lines 3 through 18, inclusive,
6 and renumbering the subsequent sections."

J. HENRY LUCKEN

1 Amend the House amendment to Senate File 1135 as follows:

2 1. Lines 15 and 16 by striking the words "and this section"
3 and inserting in lieu thereof "to utilities and railroads".

4 2. Line 24, by inserting after the word "utility" the
5 words "or railroad".

LEE H. GAUDINEER
JAMES A. POTGETER

1 Amend Senate File 1236, page three (3), line four (4), by
2 inserting after the word "governor." the following: "No member
3 or former member of the general assembly shall be eligible for
4 the position of director of general services within this depart-
5 ment until at least five years shall have elapsed after the term
6 of office to which he was last elected has expired. Further,
7 no member of the governor's staff shall be eligible for the
8 position of director until at least three years shall have
9 elapsed after the expiration date of the latest term of the
10 governor for whom the staff member was serving."

EDWARD E. NICHOLSON
MARVIN W. SMITH
JAMES F. SCHABEN
HAROLD A. THORSEN

1 Amend Senate File 1236 by inserting after page 20, line 26,
2 the following:

3 Notwithstanding any other provision herein the foregoing
4 provisions shall not become effective until six months after
5 a duly appointed and qualified director assumes office, and
6 rules and regulations for administration are promulgated,
7 approved and publicized, and in addition shall be subject to
8 the following:

9 1. The director shall make a thorough study of the items
10 proposed to be purchased by him, including relative costs of
11 central purchasing in comparison with local or agency purchasing,
12 and including any storage, transportation and handling services,
13 which shall be completed at least ninety days before assuming
14 control of such purchasing. The director shall specifically
15 find that central purchasing will be more efficient and economical
16 than agency or local purchasing.

17 2. The director may assume control or the purchase of various
18 merchandise or classes thereof to be purchased and be applicable

19 to all or any part of governmental agencies as the director
20 may determine.

21 3. The director may direct or assign to or provide by rules
22 and regulations, that governmental agencies may make purchases
23 pursuant to their needs or designs.

24 4. No food items used by state agencies not located in the
25 seat of government shall be included in central purchasing.
26 The director however may investigate such purchases and
27 make any findings of efficiency or economy pursuant thereto
28 and summarize such purchases. Such agencies shall cooperate
29 with the director to this extent.

30 5. Wherever purchases are to be made by the director which
31 are used basically or exclusively by an agency outside of the
32 seat of government, at least one of the newspapers in which
33 bids are advertised shall be in the locality in which such
34 merchandise shall be used.

CHESTER HOUGEN

1 Amend Senate File 1237 by adding after the word
2 "into" on line 9 the words "not more than eighteen nor
3 less than ten".

ARTHUR A. NEU

1 Amend the committee on transportation amendment to House
2 File 1, filed March 5, 1970, found on pages 760 to 762, in-
3 clusive, of the Senate Journal, as follows:

4 1. By striking lines 81 through 83, inclusive, and inserting
5 in lieu thereof the following:

6 8. Page 10, by striking from lines 34 and 35 the words
7 "five dollars for each plate," and inserting in lieu thereof
8 the words "one dollar for each plate, and two dollars for each".

9 2. By striking lines 97 through 113, inclusive, and inserting
10 in lieu thereof the following:

11 12. Page 14, by inserting after line 26 the following
12 new sections:

13 Sec. 33. Chapter one hundred ninety-seven (197), section
14 two (2), Acts of the Sixty-third General Assembly, First Session,
15 which repealed and replaced section three hundred twenty-one
16 point one hundred six (321.106), Code 1966, is hereby amended
17 as follows:

18 1. By striking from line eleven (11) the word "Regis-
19 tration" and inserting in lieu thereof the words "Where there
20 is delinquency, registration".

21 2. By inserting in line thirteen (13) after the word
22 "vehicle" the words ", but if such vehicle is registered after
23 April first, the registration fees shall be computed on the
24 basis of one-twelfth of the annual registration fees as pro-
25 vided in this chapter by the number of unexpired months of
26 the year".

27 3. By striking from line fourteen (14) the word "April"
28 and inserting in lieu thereof the word "February".

29 Sec. 34. Section three hundred twenty-one point one
30 hundred seven (321.107), Code 1966, is hereby repealed and
31 the following enacted in lieu thereof:

32 "No reduction in the registration fees shall be allowed

33 until the applicant files an affidavit signed by a dealer.
 34 The affidavit shall state the name and address of the dealer,
 35 the date the applicant's vehicle came into the possession of
 36 the dealer, the name of the previous owner if the vehicle is
 37 a used vehicle, and the date the vehicle was transferred into
 38 the possession of the applicant.

39 For the purposes of this section, 'dealer' means a dealer
 40 as defined in section three hundred twenty-one point one (321.1)
 41 of the Code and any person regularly engaged in the business of
 42 selling new and used vehicles at a designated location in another
 43 state and properly licensed in that state."

VERNON H. KYHL

1 Amend the state government committee amendment number
 2 one to House File 199, filed March 5, 1970, found on pages
 3 757, 758, and 759 of the Senate Journal, as follows:

4 1. Line 73, by inserting before the figure "58" the
 5 abbreviated word "Sec."

6 2. Line 78, by inserting before the figure "59" the
 7 abbreviated word "Sec."

R. DEAN ARBUCKLE

1 Amend House File 589, as passed by the House,
 2 page 1, by adding after line 12 the following new
 3 paragraph:

4 "If a county shall provide ambulance service, it
 5 shall first ascertain what cities and towns in such
 6 county also provide ambulance service pursuant to
 7 section three hundred sixty-eight point seventy-four
 8 (368.74) of the Code. The county shall then coordinate
 9 its services with that provided by any such city or
 10 town in order to eliminate duplication and to make
 11 the ambulance service provided by the county and such
 12 cities and towns as economical as possible."

ANDREW G. FROMMELT

1 Amend House File 589, as passed by the House,
 2 page 1, by adding after line 12 the following new
 3 paragraph:

4 "If a county provides ambulance service pursuant
 5 to this Act, such service shall be countywide and
 6 any city or town within such county shall not
 7 thereafter provide ambulance service pursuant to
 8 section three hundred sixty-eight point seventy-four
 9 (368.74) of the Code. The county may contract for
 10 such service with different persons, firms or
 11 corporations in different parts of the county."

ANDREW G. FROMMELT

1 Amend House File 589 by adding after section 1 the
 2 following new section:

3 "Sec. 2. Chapter two hundred ninety-three (293), Acts
 4 of the Sixty-second General Assembly, amending section three
 5 hundred thirty-two point three (332.3), Code 1966, is hereby
 6 amended by adding the following new paragraph at the end of
 7 section one (1) thereof:

8 'The board of supervisors of each county, or the boards

9 of supervisors of counties having entered into an agreement
 10 pursuant to chapter twenty-eight E (28E) of the Code to
 11 jointly provide ambulance service, may create an ambulance
 12 service expense fund and may levy annually a rate of tax not
 13 exceeding three-fourths of one mill. Revenues received from
 14 such levy shall be deposited in the ambulance service expense
 15 fund and used to provide ambulance services as herein provided.
 16 Any charges or fees collected from the user of the ambulance
 17 service shall be deposited in the ambulance service expense
 18 fund.'"

ALAN SHIRLEY
 JAMES E. BRILES

1 Amend House File 589 by adding at the end the following
 2 new section:

3 "Chapter five hundred fifteen (515), Code 1966, is
 4 amended by adding the following new section as follows:
 5 An insurance company whose policy indemnifies an
 6 insured for ambulance service shall make payment jointly
 7 to the insured and to the person or organization providing
 8 such ambulance service."

J. HENRY LUCKEN

1 Amend House File 1243, as amended and passed by
 2 the House, on page 3, by striking from lines thirty-two
 3 (32) and thirty-three (33) the words "physician as defined
 4 by section one hundred thirty-five point one (135.1) of
 5 the Code" and inserting in lieu thereof the words "person
 6 licensed to practice medicine and surgery, osteopathy and
 7 surgery or osteopathy under the laws of this state".

ERNEST KOSEK

1 Amend House File 1243 by adding in line 10,
 2 page 9, after the word "be" the word "substantially".

GEORGE E. O'MALLEY

1 Amend House File 1294, as amended and passed by the House,
 2 by inserting in page 4, line 26, after the word "individuals."
 3 the following:

4 In addition, money actually loaned at interest during the
 5 last preceding calendar year shall be listed, assessed, and
 6 taxed to the institution in the same manner and at the same
 7 rate as stocks of merchandise are taxed under section four
 8 hundred twenty-eight point seventeen (428.17) of the Code.

WILLIAM J. REICHARDT

1 Senate Concurrent Resolution 112 is further amended
 2 by adding at the end a new paragraph as follows:

3 Be It Further Resolved, that the Secretary of the
 4 Senate send a copy of this resolution to the president
 5 and secretary of each school district in the state.

J. HENRY LUCKEN

On motion of Senator Rigler, the Senate adjourned until 9:00
 a.m., Tuesday, March 10, 1970.

JOURNAL OF THE SENATE

FIFTY-EIGHTH DAY

SENATE CHAMBER,
DES MOINES, IOWA, TUESDAY, MARCH 10, 1970.

The Senate met in regular session, President pro tempore Lange presiding.

Prayer was offered by the Reverend Duane Churchman, pastor of the Wesley United Methodist Church, Des Moines, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Monday, March 9, 1970, was approved.

PETITIONS

The following petitions were received and placed on file:

By Senator Kosek, from two hundred ninety-four residents of Linn County favoring a legislative study of Iowa's election laws and a comprehensive election law reform bill.

By Senator Denman, from two hundred residents of Iowa favoring an open hunting season for mourning doves.

VISITORS

Thirty-seven students from Brody Junior High School, Des Moines, Iowa, accompanied by Alice Carpenter.

A group of students from Ayrshire High School, Ayrshire, Iowa, accompanied by Janice O'Meara.

BILL ASSIGNED TO COMMITTEE

President Jepsen announced the assignment of the following bill to committee:

S.C.R. 116 Rules

SPECIAL ORDER OF BUSINESS

The time having arrived, the Chair announced the special order of business for the consideration of House File 1.

CONSIDERATION OF BILLS

House File 1

On motion of Senator DeKoster, House File 1, a bill for an act relating to negotiation and execution of reciprocal, proration, and other agreements or declarations for fleet owners of commercial vehicles engaged in interstate commerce, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator DeKoster offered the committee amendment filed on March 5, 1970, and found on pages 760-762, inclusive, of the Senate Journal.

Senator Lamborn offered the following amendment to the amendment and moved its adoption:

Amend the transportation committee amendment to House File 1, filed March 5, 1970, found on pages 760, 761, and 762 of the Senate Journal, by striking line 97 and inserting in lieu thereof the following:

"12. Page 14, by inserting after line 26 a new section as follows:"

The amendment to the amendment was adopted.

Senator Kyhl offered the following amendment to the amendment and called for a division of the amendment.

Division 1—section 1, lines 1 through 8.

- 1 Amend the committee on transportation amendment to House
- 2 File 1, filed March 5, 1970, found on pages 760 to 762, in-
- 3 clusive, of the Senate Journal, as follows:
- 4 1. By striking lines 81 through 83, inclusive, and inserting
- 5 in lieu thereof the following:
- 6 8. Page 10, by striking from lines 34 and 35 the words
- 7 "five dollars for each plate," and inserting in lieu thereof
- 8 the words "one dollar for each plate, and two dollars for each".

On motion of Senator Kyhl, division 1 of the amendment to the amendment was adopted.

Division 2—sections 2 and 3, lines 9 through 28.

- 9 2. By striking lines 97 through 113, inclusive, and inserting
- 10 in lieu thereof the following:
- 11 12. Page 14, by inserting after line 26 the following
- 12 new sections:
- 13 Sec. 33. Chapter one hundred ninety-seven (197), section
- 14 two (2), Acts of the Sixty-third General Assembly, First Session,
- 15 which repealed and replaced section three hundred twenty-one
- 16 point one hundred six (321.106), Code 1966, is hereby amended
- 17 as follows:
- 18 1. By striking from line eleven (11) the word "Regis-
- 19 tration" and inserting in lieu thereof the words "Where there
- 20 is a delinquency, registration".

- 21 2. By inserting in line thirteen (13) after the word
- 22 "vehicle" the words ", but if such vehicle is registered after
- 23 April first, the registration fees shall be computed on the
- 24 basis of one-twelfth of the annual registration fees as pro-
- 25 vided in this chapter by the number of unexpired months of
- 26 the year".
- 27 8. By striking from line fourteen (14) the word "April"
- 28 and inserting in lieu thereof the word "February".

On motion of Senator Kyhl, division 2 of the amendment to the amendment was adopted.

Division 3—lines 29 through 43.

29 Sec. 34. Section three hundred twenty-one point one
30 hundred seven (321.107), Code 1966, is hereby repealed and
31 the following enacted in lieu thereof:

32 "No reduction in the registration fees shall be allowed
33 until the applicant files an affidavit signed by a dealer.
34 The affidavit shall state the name and address of the dealer,
35 the date the applicant's vehicle came into the possession of
36 the dealer, the name of the previous owner if the vehicle is
37 a used vehicle, and the date the vehicle was transferred into
38 the possession of the applicant.

39 For the purposes of this section, 'dealer' means a dealer
40 as defined in section three hundred twenty-one point one (321.1)
41 of the Code and any person regularly engaged in the business of
42 selling new and used vehicles at a designated location in another
43 state and properly licensed in that state."

Senator Kyhl asked and received unanimous consent to withdraw division 3 of the amendment to the amendment.

Senator DeKoster moved the adoption of the committee amendment as amended.

Roll call was requested.

On the question "Shall the amendment as amended be adopted?" (H.F. 1) the vote was:

Rule 24 was invoked.

Ayes, 49:

Anderson	Erskine	Leonard	Potter
Arbuckle	Frey	Lucken	Rabedaux
Balloun	Frommelt	Messery	Reichardt
Bass	Glenn	Mogged	Rigler
Bortell	Griffin	Mowry	Schaben
Brownlee	Hougen	Neu	Shaff
Clarke	Keith	Nicholson	Shirley
Coleman	Klink	Ollenburg	Smith
Curran	Kyhl	O'Malley	Sullivan
Davis	Lamborn	Palmer	Thordsen
DeHart	Lange	Parker	Van Gilst
DeKoster	Laverty	Potgeter	Weimer
Dodds			

Nays, 7:

Conklin	Gilley	Kosek	Stephens
Gaudineer	Hill	Orr	

Absent or not voting, 5:

Briles	Doderer	McGill	Walsh
Denman			

The amendment as amended was adopted.

Senator Hill offered the following amendment and called for a division of the amendment as follows:

Division 1—sections 1 through 21 and 23; lines 1 through 62, 75 through 82.

1 Amend House File 1 as follows:

2 1. Page 1, by striking lines 19 and 20, and inserting in
3 lieu thereof the following:

4 "1. 'Department' means the department of revenue."

5 2. Page 1, line 22, by striking the word "board" and
6 inserting in lieu thereof the word "department".

7 3. Page 3, line 16, by striking the word "board" and
8 inserting in lieu thereof the word "department".

9 4. Page 4, by striking lines 7 through 19, inclusive, and
10 inserting in lieu thereof the following new section:

11 There is hereby established within the department of
12 revenue a division responsible for motor vehicle registra-
13 tion reciprocity. The director of revenue shall appoint
14 an executive secretary of the division. The executive
15 secretary shall be appointed on the basis of professional
16 qualifications, education, and knowledge relative to the
17 responsibilities of the division.

18 5. Page 4, by striking lines 20 and 21 and striking from
19 line 12 the word "employees" and inserting in lieu thereof
20 the word "Employees" and renumbering the subsequent sections.

21 6. Page 4, lines 29, 33, and 34, by striking the word
22 "board" and inserting in lieu thereof the word "department".

23 7. Page 5, lines 5, 8, 14, 15, and 17, by striking the
24 word "board" and inserting in lieu thereof the word "department".

25 8. Page 6, line 28, by striking the word "board" and
26 inserting in lieu thereof the word "department".

27 9. Page 7, lines 3, 13, and 35, by striking the word "board"
28 and inserting in lieu thereof the word "department".

29 10. Page 8, lines 5, 9, 11, 15, 22, and 26, by striking
30 the word "board" and inserting in lieu thereof the word
31 "department".

32 11. Page 9, lines 1, 2, 3, 38 and 34, by striking the word
33 "board" and inserting in lieu thereof the word "department".

34 12. Page 10, line 3, by striking the words "board at the
35 home office of the owner. The board" and inserting in lieu
36 thereof the words "department at the home office of the
37 owner. The department".

38 13. Page 10, lines 6, 11, 15 and 34, by striking the word
39 "board" and inserting in lieu thereof the word "department".

40 14. Page 11, lines 6, 14, 17, 23 and 32, by striking the

41 word "board" and inserting in lieu thereof the word
42 "department".

43 15. Page 12, lines 1, 5, 8, 14, 17, 20, 21, 27 and 34, by
44 striking the word "board" and inserting in lieu thereof
45 the word "department".

46 16. Page 13, lines 12 and 22, by striking the word "board"
47 and inserting in lieu thereof the word "department".

48 17. Page 13, lines 25 and 30, by striking the words
49 "reciprocity board" and inserting in lieu thereof the word
50 "department".

51 18. Page 13, lines 27 and 28, by striking the words
52 "reciprocity board, department of public safety, or the
53 department of revenue," and inserting in lieu thereof the
54 word "department".

55 19. Page 14, by striking lines 2 and 3 and inserting in
56 lieu thereof the words "director of revenue shall cooper-
57 ate with the department in ascertaining".

58 20. Page 14, line 10, by striking the words "reciprocity
59 board" and inserting in lieu thereof the word "department".

60 21. Page 14, by striking lines 14 and 15 and inserting
61 in lieu thereof the words "the fleet owner with the depart-
62 ment or the department of revenue. Any person".

75 b. "Moneys appropriated to the Iowa reciprocity board
76 pursuant to chapter forty-seven (47), Acts of the Sixty-
77 third General Assembly, First Session, shall be transferred
78 to the department of revenue for use of the division responsi-
79 ble for motor vehicle registration reciprocity and are
80 hereby appropriated for such purpose. All persons employed
81 by the Iowa reciprocity board on the effective date of this
82 Act shall become employees of the department of revenue."

Senator Hill offered the following amendment to division 1 of his amendment and moved its adoption:

Amend the Hill amendment to House File 1, filed March 4, 1970, found on pages 738 and 739 of the Senate Journal, as follows:

1. Line 19, by striking the figure "12" and inserting in lieu thereof the figure "22".

2. Line 20, by adding after the word "sections" the following: "and correcting the cross references".

The amendment to division 1 of the amendment was adopted.

Senator Hill offered the following amendment to division 1 of the amendment and moved its adoption:

Amend the Hill amendment, filed March 4, 1970, to House File 1, as follows:

1. By inserting after line 74 the following:

"23. Page 14, by adding the following new section:".

2. Line 75, by striking "b.".

The amendment to division 1 of the amendment was adopted.

Senator Hill moved the adoption of division 1 of the amendment as amended and called for a division.

Division 1 of the amendment as amended lost.

Division 2—section 2, lines 63 through 74.

63 22. Page 14, by adding after line 26 the following new
64 sections:
65 a. "If the laws of any other state or country impose
66 any taxes, fees, charges, penalties, obligations, prohibi-
67 tions, or limitations of any kind upon the vehicles of
68 residents of Iowa, in addition to those imposed upon the
69 vehicles of residents of such other state or country by
70 the state of Iowa, the department may impose and collect
71 fees and charges in the same amount and impose the same
72 obligations, prohibitions, or limitations upon the owner
73 or operator of a vehicle registered in such other state
74 or country."

Senator Hill moved the adoption of division 2 of the amendment.

Division was called for.

Division 2 of the amendment was adopted.

Senator Kyhl asked and received unanimous consent to withdraw the amendment filed by him on March 5, 1970, and found on page 764 of the Senate Journal.

Senator Kyhl offered the following amendment and moved its adoption:

Amend House File 1 by inserting at the end thereof the following new section:

Section three hundred twenty-one point one hundred seven (321.107), Code 1966, is hereby amended by adding at the end thereof the following new paragraphs:

"No reduction in the registration fee shall be allowed by the Iowa reciprocity board until the applicant files satisfactory evidence to prove that there is no delinquency in registration.

If the applicant pays a penalty for any delinquent registration, the same penalty shall be assessed on the fees collected to increase the registered weight of the vehicle, if the increased weight is requested within forty-five days from the date the delinquent vehicle is registered for that year."

The amendment was adopted.

Senator DeKoster moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1) the vote was:

Ayes, 54:

Anderson	Briles	Conklin	DeKoster
Arbuckle	Brownlee	Curran	Denman
Balloun	Clarke	Davis	Dodds
Bortell	Coleman	DeHart	Doderer

Erskine	Lamborn	Olleburg	Shaff
Frey	Lange	O'Malley	Shirley
Frommelt	Laverty	Orr	Smith
Gilley	Leonard	Palmer	Stephens
Glenn	Lucken	Parker	Sullivan
Griffin	Messerly	Potgeter	Thordsen
Hougen	Mogged	Potter	Van Gilst
Keith	Mowry	Rabedeaux	Walsh
Klink	Neu	Rigler	
Kyhl	Nicholson	Schaben	

Nays, 3:

Hill	Kosek	Reichardt
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Absent or not voting, 4:

Bass	Gaudineer	McGill	Weimer
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has insisted on its amendments to:

House File 633, a bill for an act to encourage competition among certain casualty insurance companies in rate making, and requests a conference committee. Conferees on the part of the House are: the Representative from Grundy, Mr. Fischer, chairman; the Representative from Crawford, Mr. Crabb; the Representative from Lucas-Monroe, Mr. Dougherty, and the Representative from Cedar, Mr. Hamilton.

WILLIAM R. KENDRICK, Chief Clerk

APPOINTMENT OF CONFERENCE COMMITTEE

President Jepsen announced the appointment of the following conference committee on **House File 633**, on the part of the Senate: Senators Griffin, chairman; Briles, Brownlee and Gaudineer.

MOTION TO WITHDRAW FROM COMMITTEE LOST

Senator Glenn called up for consideration **Senate Concurrent Resolution 116**, found on page 810 of the Senate Journal.

The Chair ruled Senator Glenn out of order for the reason that the resolution had been referred to the committee on rules.

Senator Glenn moved that the rules be suspended and that the resolution be withdrawn from committee and taken up for consideration.

The motion lost.

On motion of Senator Rigler, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Jepsen presiding.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Mogged, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files 357, 663, 687, 1016, 1111 and 1216.

CHARLES G. MOGGED
Chairman, Senate Committee
ELIZABETH SHAW
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: House Files 357, 663, 687, 1016, 1111 and 1216.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up out of order Senate File 1202.

Senate File 1202

On motion of Senator Van Gilst, Senate File 1202, a bill for an act relating to the biennial appropriation of the higher education facilities commission, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Smith offered the following amendment and moved its adoption:

Amend Senate File 1202 by striking from page 1, lines 13 through 18, inclusive, and inserting in lieu thereof the following section:

Sec. 2. This Act being deemed of immediate importance shall be in full force and effect from and after its final approval and publication in The O'Brien County Bell, a newspaper published at Primghar, Iowa, and the Times-Democrat, a newspaper published at Davenport, Iowa.

The amendment was adopted.

Senator Van Gilst moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1202) the vote was:

Ayes, 47:

Anderson	Erskine	Lavery	Rabedeaux
Arbuckle	Frey	Lucken	Reichardt
Balloun	Frommelt	Messerly	Rigler
Bortell	Glenn	Mowry	Schaben
Brownlee	Griffin	Neu	Shaff
Clarke	Hougen	Nicholson	Shirley
Coleman	Keith	Ollenburg	Smith
Conklin	Klink	O'Malley	Stephens
DeHart	Kosek	Orr	Thordsen
DeKoster	Kyhl	Parker	Van Gilst
Dodds	Lamborn	Potgeter	Walsh
Doderer	Lange	Potter	

Nays, none.**Voting present, 1:**

Hill

Absent or not voting, 13:

Bass	Denman	Leonard	Palmer
Briles	Gaudineer	McGill	Sullivan
Curran	Gilley	Mogged	Weimer
Davis			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up for consideration Senate File 1278.

Senate File 1278

On motion of Senator Frommelt, a bill for an act relating to the homestead tax credit, was taken up and considered.

Senator Messerly offered the following amendment filed by him and moved its adoption:

Amend Senate File 1278 by striking in line 9, page 3, the words "~~five~~ hundred dollars" and substituting in lieu thereof the words "two hundred fifty dollars".

The amendment was adopted.

Senator Glenn offered the following amendment:

Amend Senate File 1278 as follows:

1. Page 1, line 18, by striking the word "three" and inserting in lieu thereof the word "four", and line 19, by striking the words "five hundred".
2. Page 2, line 32, by striking the words "three thousand five" and inserting in lieu thereof the words "four thousand", and line 33, by striking the word "hundred".

Senator Mowry took the chair at 2:20 p.m.

Senator Glenn moved the adoption of the amendment and requested a roll call.

On the question "Shall the amendment be adopted?" (S.F. 1278) the vote was:

Rule 24 was invoked.

Ayes, 14:

Dodds	Glenn	Palmer	Van Gilst
Doderer	Hill	Reichardt	Walsh
Frommelt	Leonard	Shirley	Weimer
Gaudineer	Orr		

Nays, 39:

Anderson	DeHart	Kyhl	O'Malley
Arbuckle	DeKoster	Lamborn	Parker
Balloun	Erskine	Lange	Potter
Bass	Frey	Laverty	Rabedeaux
Bortell	Gilley	Lucken	Rigler
Brownlee	Griffin	Messerly	Shaff
Clarke	Hougen	Mowry	Smith
Coleman	Keith	Neu	Stephens
Conklin	Klink	Nicholson	Sullivan
Davis	Kosek	Ollenburg	

Voting present, 2:

Schaben	Thordsen
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Absent or not voting, 6:

Briles	Denman	Mogged	Potgeter
Curran	McGill		

The amendment lost.

Senator Lange offered the following amendment and moved its adoption:

Amend Senate File 1278 by striking on page 3, lines 30 through 35, inclusive, and inserting in lieu thereof:

Sec. 2. This Act being deemed of immediate importance shall be in full force and effect from and after its final approval and publication in The Auburn Enterprise, a newspaper published at Auburn, Iowa, and The Telegraph-Herald, a newspaper published at Dubuque, Iowa.

The amendment was adopted.

Senator Frommelt moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1278) the vote was:

Ayes, 55:

Anderson	Bass	Clarke	Davis
Arbuckle	Bortell	Coleman	DeHart
Balloun	Brownlee	Conklin	DeKoster

Dodds	Keith	Mowry	Rigler
Doderer	Klink	Neu	Schaben
Erskine	Kosek	Nicholson	Shaff
Frey	Kyhl	Ollenburg	Shirley
Frommelt	Lamborn	O'Malley	Smith
Gaudineer	Lange	Orr	Stephens
Gilley	Laverty	Palmer	Sullivan
Glenn	Leonard	Parker	Thordsen
Griffin	Lucken	Potter	Van Gilst
Hill	Messerly	Rabedeaux	Weimer
Hougen	Mogged	Reichardt	

Nays, none.

Absent or not voting, 6:

Briles	Denman	Potgeter	Walsh
Curran	McGill		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up for consideration Senate File 1280.

Senate File 1280

On motion of Senator Anderson, Senate File 1280, a bill for an act defining the services of excavating and grading, was taken up and considered.

Senator Anderson moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1280) the vote was:

Ayes, 52:

Anderson	Erskine	Lange	Parker
Arbuckle	Frey	Laverty	Potter
Balloun	Frommelt	Leonard	Rabedeaux
Bass	Gilley	Lucken	Reichardt
Bortell	Glenn	Messerly	Rigler
Brownlee	Griffin	Mogged	Schaben
Clarke	Hill	Mowry	Shaff
Conklin	Hougen	Neu	Smith
Davis	Keith	Nicholson	Stephens
DeHart	Klink	Ollenburg	Thordsen
DeKoster	Kosek	O'Malley	Van Gilst
Dodds	Kyhl	Orr	Walsh
Doderer	Lamborn	Palmer	Weimer

Nays, 2:

Gaudineer	Potgeter
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Absent or not voting, 7:

Briles	Curran	McGill	Sullivan
Coleman	Denman	Shirley	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up for consideration Senate File 1226.

Senate File 1226

On motion of Senator Hougen, Senate File 1226, a bill for an act relating to the tax on services, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Hougen offered the following committee amendment and moved its adoption:

Amend Senate File 1226, page 1, by striking all of line 1 after the word "Act" and inserting in lieu thereof the following:

"defining construction, reconstruction, alteration, expansion and remodeling services."

The amendment was adopted.

Senator Hougen asked and received unanimous consent to withdraw the amendment filed by Senator McGill on February 19, 1970, and found on pages 573 and 574 of the Senate Journal.

Senator Hougen asked and received unanimous consent to withdraw the amendment filed by Senator McGill on February 24, 1970, and found on page 616 of the Senate Journal.

Senator Hougen moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1226) the vote was:

Ayes, 48:

Anderson	Dodds	Laverty	Rabedeaux
Arbuckle	Erskine	Leonard	Reichardt
Balloun	Frey	Lucken	Rigler
Bass	Gilley	Mogged	Schaben
Bortell	Glenn	Mowry	Shaff
Clarke	Griffin	Neu	Smith
Coleman	Hougen	Nicholson	Stephens
Conklin	Keith	Ollenburg	Sullivan
Davis	Kosek	O'Malley	Thordsen
DeHart	Kyhl	Parker	Van Gilst
DeKoster	Lamborn	Potgeter	Walsh
Denman	Lange	Potter	Weimer

Nays, 2:

Brownlee	Shirley
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Voting present, 5:

Doderer	Hill	Klink	Orr
Frommelt			

Absent or not voting, 6:

Briles	Gaudineer	Messerly	Palmer
Curran	McGill		

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

President Jepsen took the chair at 3:30 p.m.

House File 1222

On motion of Senator Potgeter, House File 1222, a bill for an act relating to the sales and use tax on newsprint and ink and to exempt the sales, publishing, and printing of all newspapers and shoppers' guides therefrom, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Glenn moved that House File 1222 be re-referred to the committee on ways and means and called for a division.

The motion to re-refer lost.

Senator Shaff offered the following amendment and moved its adoption:

Amend House File 1222 as follows:

1. By striking all of section 4 on page 2 and renumbering the remaining section.

2. Page 2, by striking lines 25, 26, and 27 and inserting in lieu thereof the following:

"Sec. 4. This Act being deemed of immediate importance shall be in full force and effect and shall be retroactive to January 1, 1970, from and after publication in The Des Moines Register, a newspaper pub-".

The amendment was adopted.

Senator Gaudineer offered the following amendment:

Amend House File 1222, page 2, by adding the following new section after line 29:

"Sec. 6. The director of revenue shall proceed to collect any tax due on gross receipts from the sale of newspapers, free newspapers or shoppers guides and the printing and publishing thereof until January 1, 1970 which is not prohibited by the statute of limitations. Any person, firm, corporation or other entity which owes such tax and voluntarily pays it to the director of revenue before January 1, 1971 shall not be charged any penalty or interest. If any such tax is paid or collected thereafter, interest and penalty twice the rate provided by law shall be also collected. This section shall not be printed as a permanent part of the Code."

Senator Gaudineer moved the adoption of the amendment and called for a division.

The amendment lost.

Senator Rigler took the chair at 5:15 p.m.

Senator Potgeter offered the following amendment:

Amend House File 1222, page 2, by adding the following new section after line 29:

"The director of revenue shall not collect any tax due on gross receipts from the sale of newspapers, free newspapers or shoppers guides and the printing and publishing thereof prior to January 1, 1970. Any such taxes which have accrued and are due and owing shall be forgiven and are null and void. This section shall not be printed as a permanent part of the Code."

Senator Gaudineer offered the following amendment to the amendment:

Amend the Potgeter amendment, filed March 10, 1970, to House File 1222 by striking all after the figures "1222" in line 1, and all of line 2, and by inserting in lieu thereof the following:

"by striking all after the enacting clause and inserting in lieu thereof the following:
Section 1."

HOUSE FILE DEFERRED

Senator Frey moved that further action on **House File 1222** be deferred and that the bill be placed on the calendar under unfinished business.

CORRECTIONS AUTHORIZED

Senator Rigler asked and received unanimous consent that the Secretary of the Senate be authorized to correct the cross references in House File 1137 as amended and passed by the Senate Monday, March 9, 1970.

SPECIAL ORDERS

Senator Rigler asked and received unanimous consent that **Senate File 1276** be made a special order of business for Wednesday, March 11, 1970, at 1:30 p.m.

Senator Rigler asked and received unanimous consent that **Senate File 1281** be made a special order of business for Thursday, March 12, 1970, at 9:00 a.m.

COMMUNICATION
STATE COMPTROLLER
Des Moines

March 9, 1970

Mr. Carroll Lane
Secretary of Senate
State House
Local

Dear Mr. Lane:

There are transmitted herewith claims against the State of Iowa.

These include 15 claims of a general nature, and are supplemental to claims presented on January 13, 1970.

Index is attached showing number of claim, name and address of claimant, amount of claim and amount approved.

Very truly yours,
MAURICE E. BARINGER, Chairman
State Appeal Board

Receipt of the above is hereby acknowledged.

CARROLL A. LANE, Secretary

OFFICE
STATE COMPTROLLER

Claim Number	Name of Claimant and Nature of Claim	Amount of Claim	Amount Approved
68-64-25	Major Theodore F. Fay, Jr., Fort Riley, Kansas—Leave of Absence Pay	\$ 700.00	Disapproved
108-64-25	Hardin County Auditor, Eldora, Iowa—Sales Tax Refund	20.86	Disapproved
121-64-25	Fry & Holland Funeral Home, Vinton, Iowa—Outdated claim for Ambulance Service	80.50	Disapproved
473-64-25	James I. Middleswart, Indianola, Iowa—Attorney Fees in Election Contest	463.90	Disapproved
634-64-25	Ervin A. Hutchison, Sioux City, Iowa—Attorneys Fees in Election Contest	1,654.10	Disapproved
717-64-25	Alvin L. Lantz, Huxley, Iowa—Unpaid Salary	Undetermined	Disapproved
872-64-25	Don E. Pfantz, Melbourne, Iowa—Gas Tax Refund	56.07	Disapproved
992-64-25	John Kuder, Van Meter, Iowa—Gas Tax Refund	21.00	Disapproved
1024-64-25	Allen J. Thompson, Taylor County Auditor, Bedford, Iowa—Personal Property Tax Credit	310.28	Disapproved
1050-64-25	Louise L. Dunn, Clinton, Iowa—Medical Payments	548.95	Disapproved

Claim Number	Name of Claimant and Nature of Claim	Amount of Claim	Amount Approved
1056-64-25	Polly Anderson, R.N., Des Moines, Iowa—Services Furnished to the State	418.67	Disapproved
1085-64-25	Henry County Auditor, Mount Pleasant, Iowa—Personal Property Tax Credit	77.96	Disapproved
1107-64-25	Reading Newsreport, New York, New York—Outdated Invoice	8.00	Disapproved
1108-64-25	Cornie Zomer, Hawarden, Iowa—Gas Tax Refund	128.00	Disapproved
1137-64-25	Holstein Community Schools, Holstein Iowa—Sales Tax Refund	44.70	Disapproved

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 112, authorizing the legislative council to conduct an interim study for the purpose of reviewing all activities of the department of health and agriculture.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 118, authorizing the Legislative Council to conduct an interim study of the feasibility of establishing a home or homes for the handicapped.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE CONCURRENT RESOLUTION 112

By Shaw, Camp, Pierson, Cochran, Dunton, Van Nostrand, Blouin, Millen, Strothman, Radl, Shepherd, Miller of Des Moines, Lipsky, Christensen, Kluever, Priebe, Varley and Koch

Whereas, the administrative activities in regard to the regulation of restaurants, hotels, food establishments, cold storage plants, frozen food lockers, food and drugs, dairy products, sanitary practices, air and water pollution practices, and other similar entities and subjects affecting the health and welfare of the citizens of Iowa are performed by the department of health and the department of agriculture; and

Whereas, a great amount of legislation is pending relating to these subjects; and

Whereas, it appears desirable to coordinate such administrative regulatory activities because there may exist duplicate or overlapping areas of administration; *Now, Therefore*,

Be It Resolved by the House, the Senate Concurring, That the legislative council be authorized to conduct during the 1970 legislative interim, or if time is insufficient during both the 1970 and 1971 legislative interims, a study for the purpose of reviewing all administrative activities of the departments of health and agriculture for the purpose of recommending ad-

ministrative reorganization of these two departments which will avoid duplication of functions, consolidate related functions and co-ordinate these departments and the agencies thereof; and

Be It Further Resolved, That the legislative council is authorized to appoint to the study committee members from both houses of the General Assembly representing both political parties, and citizen advisory members knowledgeable in the subject matters to be studied; and

Be It Further Resolved, That a report of the study findings and recommendations, accompanied by bills incorporating such recommendations, be submitted to the legislative council for acting thereon and referred by the legislative council to the General Assembly.

HOUSE CONCURRENT RESOLUTION 118

By Tapscott, Tieden and Dunton

Whereas, there are approximately one hundred sixty-seven thousand disabled or handicapped persons in the State of Iowa; and

Whereas, eleven thousand persons in Iowa are estimated to be handicapped by mental illness, more than forty thousand by mental retardation, twenty-five thousand by cardiac and circulatory disorders, thirty-five thousand by physical deformities, paralysis, or amputations, and others suffer impairment of vision, hearing, speech, ability to breathe, or other bodily functions; and

Whereas, neglected disability causes "crisis people" who must be dealt with by institutions, welfare assistance, and many costly programs at a time when it is often too late for maximum benefit or too late to avoid tragedy; and

Whereas, making vocational rehabilitation opportunities available to all handicapped persons before the "crisis" of discouragement and dependency occurs results in the saving of life, personal resources, and the public funds, and is the economical way to deal with the problems of disability, in contrast with the traditional methods of support and remedial activity instituted after individual initiative has been lost and the deteriorating effects of idleness and dependency have left their imprint; and

Whereas, homes or housing located near rehabilitation centers and facilities providing both temporary and permanent housing to the handicapped, particularly those receiving vocational rehabilitation and training, financed and operated by the state, in substantially the same manner as is presently being done by the Commission for the Blind in Des Moines, would greatly benefit the persons being assisted by such rehabilitation centers and facilities; *Now, Therefore*,

Be It Resolved by the House, the Senate Concurring, That the Legislative Council be authorized to conduct, during the 1970-71 legislative interim, a study of the feasibility of establishing a home or homes for the handicapped that would be financed and operated by the state, the laws relating thereto, and the need for additional legislation to aid in coping with the problems of handicapped people.

Be It Further Resolved, That the Legislative Council establish a committee to assist with the study for establishing programs providing homes for the handicapped.

Be It Further Resolved, That a report of the study findings and recommendations, accompanied by bills incorporating such recommendations, be submitted to the Legislative Council and the 1971 session of the General Assembly.

INTRODUCTION OF BILLS

Senate File 1281, by committee on human and industrial relations, a bill for an act relating to workmen's compensation.

Read first time and placed on calendar.

Senate File 1282, by committee on judiciary, a bill for an act to make an appropriation to pay fees and expenses for counsel for the parties in the election contests of Wilson L. Davis vs. Gilbert M. McCarty.

Read first time and passed on file.

Senate File 1283, by Senators Walsh, Potgeter, Potter, Erskine, Lamborn, Davis, Mogged, Clarke, Rigler, Thordsen and Briles, a bill for an act to create an office of local affairs and to make an appropriation therefor.

Read first time and passed on file.

Senate File 1284, by Senator Orr, a bill for an act relating to special elections.

Read first time and passed on file.

REPORTS OF COMMITTEES

Senator DeKoster submitted the following reports:

MR. PRESIDENT: Your committee on judiciary, to which was referred **Senate File 1096**, a bill for an act relating to the appointment of interpreters in legal proceedings before any court or administrative agency, begs leave to report it has had the same under consideration and recommends the same *de pass.**

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary, to which was referred **Senate File 1107**, a bill for an act relating to juvenile court records, begs leave to report it has had the same under consideration and recommends the same *de pass.*

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary, to which was referred **House File 1133**, a bill for an act to legalize and validate the proceedings of the board of supervisors of Mitchell County, Iowa, authorizing and providing for the issuance of county public hospital bonds and for the levy of taxes for the payment of said bonds issued pursuant to said proceedings to

be enforceable obligations of said county, begs leave to report it has had the same under consideration and recommends the same *de pass.**

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary, to which was referred **House File 1190**, a bill for an act to legalize and validate the proceedings of the board of directors of the Oelwein Community School District, in the Counties of Fayette and Buchanan, State of Iowa, authorizing and providing for the sale and issuance of school building bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued, etc., begs leave to report it has had the same under consideration and recommends the same *de pass.**

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Senator Kyhl submitted the following report:

MR. PRESIDENT: Your committee on law enforcement, to which was referred **House File 1277**, a bill for an act relating to motor vehicles approaching and entering intersections, begs leave to report it has had the same under consideration and recommends the same *de pass.**

VERNON H. KYHL, Chairman

Ordered passed on file.

*Denotes a unanimous committee vote.

AMENDMENTS FILED

- 1 Amend Senate File 566 as follows:
- 2 1. Page 3, line 21, by striking the word "six" and inserting
- 3 in lieu thereof the word "three".
- 4 2. Page 3, line 22, by striking the word "four" and inserting
- 5 in lieu thereof the word "two".
- 6 3. Page 3, line 24, by striking the word "two" and inserting
- 7 in lieu thereof the word "one".
- 8 4. Page 3, by striking all of lines 30, 34, and 35, and re-
- 9 numbering the remaining subsections of section 4 accordingly.
- 10 5. Page 4, line 4, by striking the word "six" and inserting
- 11 in lieu thereof the word "three".
- 12 6. Page 4, line 4, by striking the word "sixty" and inserting
- 13 in lieu thereof the word "thirty".
- 14 7. Page 4, by inserting after line 29 the following new
- 15 section:
- 16 "Sec. 7. Two commissioners shall constitute a quorum,
- 17 with full power to act for the commission at any meeting,
- 18 provided adequate notice of the meeting was given each com-
- 19 missioner."
- 20 8. By renumbering sections 7 through 25, inclusive, in accord-
- 21 ance with the foregoing amendment.
- 22 9. Page 5, by striking all of line 29 after the words "United
- 23 States", all of line 30, and the words "duties of such employ-
- 24 ment." in line 31, and inserting in lieu thereof the following
- 25 sentence:

26 "No person who has a financial interest in a racetrack
27 or racing association shall be eligible for appointment to or
28 employment by the commission."

29 10. Page 10, by striking lines 34 and 35, and redesignating
30 the succeeding paragraph accordingly.

31 11. Page 11, line 1, by striking the word "ten" and inserting
32 in lieu thereof the words "one-half of one".

33 12. Page 11, by striking all of lines 3 through 6, inclusive,
34 and inserting in lieu thereof the following new paragraph:

35 "b. The comptroller shall credit all money set aside by
36 him pursuant to subsection three (3) of this section, less that
37 portion designated for the Iowa state fair board by paragraph
38 a of this subsection, to the department of social services to
39 be used as necessary under this Act for public assistance
40 payments under the programs for aid to dependent children,
41 old age assistance, aid to the blind, and aid to the disabled.

42 13. Page 11, line 20, by striking the words "eighty-five"
43 and inserting in lieu thereof the words "eighty-two".

44 14. Page 11, by striking all of line 25 and inserting in lieu
45 thereof the following:

46 "d. One-half of the breakage shall be retained by the
47 track and one-half of the breakage shall be paid to the commis-
48 sion."

49 15. Page 11, by striking from line 27 the word "four" and
50 inserting in lieu thereof the word "seven".

51 16. Page 13, lines 28 and 29, by striking the words "twenty-
52 one years" and inserting in lieu thereof the word "majority".

53 17. Page 13, by inserting after line 30 the following new
54 section and renumbering the succeeding sections accordingly:

55 "Sec. 27. No person shall discriminate between horse jock-
56 eys on the basis of the sex of the jockey, and qualified women
57 jockeys shall be permitted to ride in any horse race conducted
58 in accordance with the laws of this state. Any person violat-
59 ing the provisions of this section shall be guilty of a mis-
60 demeanor."

61 18. By adding thereto the following new sections:

62 "Sec. 30. The department of social services shall at
63 least annually review information relevant to the cost of
64 obtaining the necessary food, clothing, shelter, and other
65 goods and services deemed essential to the maintenance of a
66 minimum decent standard of living, available from state and
67 federal agencies and other sources, and shall on the basis of
68 such information determine the amount necessary to permit the
69 maintenance of a minimum decent standard of living under
70 current conditions in this state. The amount so determined
71 may vary among persons of differing age and sex, and among
72 various areas of the state, if such variations are made on a
73 rational and consistent basis. Each grant of assistance to
74 a recipient approved under chapters two hundred thirty-nine
75 (239), two hundred forty-one (241), two hundred forty-one A
76 (241A), and two hundred forty-nine (249) of the Code shall be
77 fixed at the amount so determined for persons of the recipient's
78 age, sex, and place of actual residence but in no event less
79 than the amount to which the recipient was entitled, or would
80 have been entitled if he had been eligible for such grant, on

81 January 1, 1970, reduced by the amount of any income or other
82 resources available to or for the benefit of the recipient
83 which is not authorized to be disregarded for the purposes of
84 fixing such grant."

85 "Sec. 31. There is hereby appropriated, from any money in
86 the general fund not otherwise appropriated, to the department
87 of social services, in addition to any amounts otherwise
88 appropriated by law, such additional amount in each fiscal
89 year as may be necessary to enable the department to comply with
90 the requirements of section thirty (30) of this Act, and of
91 chapters two hundred thirty-nine (239), two hundred forty-one
92 (241), two hundred forty-one A (241A), and two hundred forty-
93 nine (249) of the Code, respecting the fixing and payment of
94 grants of assistance to recipients under these chapters. When
95 it is necessary pursuant to this section to allocate money from
96 the general fund to the department of social services, in addi-
97 tion to amounts specifically appropriated thereto, the state
98 comptroller shall notify the presiding officers of both houses
99 of the general assembly, immediately if it is in session when
100 such allocation becomes necessary, and otherwise upon the con-
101 vening of the next regular or special session thereafter."

102 "Sec. 32. Section two hundred thirty-nine point five
103 (239.5), Code 1966, as amended by chapter one hundred sixty-
104 four (164), sections two (2) and three (3), and chapter one
105 hundred sixty-five (165), section one (1), Acts of the Sixty-
106 third General Assembly, First Session, is hereby further amended
107 by striking lines twenty-eight (28) through fifty (50) and
108 amendments thereto and inserting in lieu thereof the following:

109 "The county board, in accordance with rules and standards
110 established by the department of social services, shall fix the
111 amount of assistance necessary to assure any dependent child,
112 or family, a minimum decent standard of living, as determined
113 pursuant to section thirty (30) of this Act. In determining
114 the amount of assistance to be paid, the county board shall take
115 into consideration the income and resources of any child or
116 relative claiming assistance under this chapter. However, in
117 fixing the amount of assistance for any child or family, the
118 county board, in accordance with rules established by the de-
119 partment of social services, may disregard a reasonable amount
120 of the income of the child or the family, in order to encourage
121 the family or any of its members to become self-supporting.
122 The term "income" as used herein means income remaining after
123 deduction of expenses reasonably attributable to the earning
124 or securing of that income. Assistance granted under this
125 chapter shall be paid from the fund for aid to dependent
126 children established by section two hundred thirty-nine point
127 twelve (239.12) of the Code, upon order of the depart-
128 ment of social services. Notwithstanding any other statute,
129 no grant of assistance under this chapter shall be prorated
130 or in any other manner paid in an amount less than the
131 amount fixed by the county board in compliance with this
132 section. Assistance, when granted, shall be paid monthly to
133 a person eighteen years of age or older within the specified
134 degrees of relationship and with whom the child is living, ex-
135 cept that the county board may order the assistance payments

136 made to another individual who is interested in or concerned
137 with the welfare of the child or the person with whom the
138 child is living when it has been demonstrated that the person
139 with whom the child is living is unable to manage the assistance
140 payments in the best interest of the child. Such protective
141 payments shall not be made beyond one year and shall otherwise
142 conform to the regulations established under the provisions of
143 Title XLII, United States Code, sections six hundred one (601)
144 through six hundred forty-four (644), inclusive, as amended to
145 January 1, 1970.

146 The county board, under the supervision of the department
147 of social services, shall establish services to help families
148 and persons receiving assistance under this chapter to become
149 self-supporting; shall participate in the work and training
150 program established by chapter one hundred sixty-five (165),
151 Acts of the Sixty-third General Assembly, First Session; and
152 shall cooperate with other public agencies and with private
153 agencies to obtain employment, education, and vocational
154 training for members of such families."

155 "Sec. 33. Section two hundred thirty-nine point six (239.6),
156 Code 1966, is hereby amended by adding thereto the following:

157 'Each grant shall be recomputed at least annually, in
158 accordance with the finding of the department of social services
159 regarding the amount necessary to permit maintenance of a
160 minimum decent standard of living, pursuant to section thirty
161 (30) of this Act.'

162 "Sec. 34. Section two hundred thirty-nine point eleven
163 (239.11), Code 1966, is hereby amended by inserting after the
164 period in line seventeen (17) the following new sentence:

165 'However, no county shall at any time be required, on
166 account of assistance or benefits chargeable thereto under this
167 chapter, to pay a greater amount in any calendar quarter than
168 the greatest amount so paid by such county during any calendar
169 quarter in the fiscal year ending June 30, 1970.'

170 "Sec. 35. Section two hundred forty-one point twelve
171 (241.12), Code 1966, is hereby amended by adding thereto the
172 following:

173 'Each grant shall be recomputed at least annually, in
174 accordance with the finding of the department of social services
175 regarding the amount necessary to permit maintenance of a mini-
176 mum decent standard of living, pursuant to section thirty (30)
177 of this Act.'

178 "Sec. 36. Section two hundred forty-one point twenty
179 (241.20), Code 1966, is hereby amended by inserting after the
180 period in line seventeen (17) the following new sentence:

181 'However, no county shall at any time be required, on account
182 of assistance or benefits chargeable thereto under this chapter,
183 to pay a greater amount in any calendar quarter than the
184 greatest amount so paid by such county during any calendar
185 quarter in the fiscal year ending June 30, 1970.'

186 "Sec. 37. Section two hundred forty-one A point three
187 (241A.3), Code 1966, as amended by chapter one hundred sixty-
188 five (165), section two (2), Acts of the Sixty-third General
189 Assembly, First Session, is hereby further amended as follows:

190 1. By striking from line three (3) the word 'determined'

191 and inserting in lieu thereof the words 'fixed at the amount
192 necessary to permit maintenance of a minimum decent standard
193 of living, as determined pursuant to section one (1) of this
194 Act,'.

195 2. By adding thereto the following new sentences:

196 'Notwithstanding any other statute, no grant of assistance
197 under this chapter shall be prorated or in any other manner
198 paid in an amount less than the amount fixed by the county
199 board in compliance with this section. Each grant shall be
200 recomputed at least annually, in accordance with the finding
201 of the department of social services regarding the amount
202 necessary to permit maintenance of a minimum decent standard
203 of living, pursuant to section one (1) of this Act.' "

204 "Sec. 38. Section two hundred forty-one A point thirteen
205 (241A.13), Code 1966, is hereby amended by inserting after
206 the period in line seventeen (17) the following new sentence:

207 'However, no county shall at any time be required, on
208 account of assistance or benefits chargeable thereto under this
209 chapter, to pay a greater amount in any calendar quarter than
210 the greatest amount so paid by such county during any calendar
211 quarter in the fiscal year ending June 30, 1970.' "

212 "Sec. 39. Section two hundred forty-nine point fifteen
213 (249.15), Code 1966, is hereby amended by inserting in line
214 one (1) before the word 'The' the following new sentence:

215 'Each grant shall be recomputed at least annually, in
216 accordance with the finding of the department of social services
217 regarding the amount necessary to permit maintenance of a mini-
218 mum decent standard of living, pursuant to section thirty (30)
219 of this Act.' "

220 "Sec. 40. Chapter one hundred sixty-five (165), section
221 four (4), Acts of the Sixty-third General Assembly, First Ses-
222 sion, is hereby amended as follows:

223 1. By striking from line eleven (11) the words 'provide
224 such person with a reasonable subsistence' and inserting in lieu
225 thereof the words 'permit maintenance by such person of a mini-
226 mum decent standard of living, as determined pursuant to section
227 thirty (30) of this Act'.

228 2. By inserting after the period in line fourteen (14)
229 the following new sentence:

230 'Notwithstanding any other statute, no grant of assistance
231 under this chapter shall be prorated or in any other manner
232 paid in an amount less than the amount fixed in compliance with
233 this section.' "

234 "Sec. 41. Chapter one hundred sixty-eight (168), section
235 one (1), Acts of the Sixty-third General Assembly, First Session,
236 is hereby amended by inserting in line sixteen (16) after the
237 word 'fixed' the words 'at the amount necessary to permit
238 maintenance of a minimum decent standard of living, as determined
239 pursuant to section one (1) of this Act,' "

240 19. Page 1, by inserting in line 5 after the word "purpose" the
241 words "; relating to the manner in which aid to dependent chil-
242 dren, blind assistance, aid to the disabled, and old age assis-
243 tance grants are fixed and paid, requiring that such grants

244 be sufficient to permit the maintenance of a minimum decent
245 standard of living, and providing an appropriation therefor.

JOAN ORR

1 Amend the Hougen amendment to Senate File 1236, filed
2 March 9, 1970, found on pages 812 and 813 of the Senate
3 Journal, as follows:

4 1. By striking line 1 and inserting in lieu thereof
5 the following:

6 "Amend Senate File 1236, page 20, by inserting after
7 line 26".

8 2. By striking from lines 12, 13, and 14 the words ", which
9 shall be completed at least ninety days before assuming
10 control of such purchasing".

11 3. Line 16, by adding after the word "purchasing" the
12 words "before assuming control over such purchases. The
13 findings shall be available for inspection by any agency
14 affected. The director shall make public such decision and
15 notify any agency affected at least ninety days before taking
16 control of such purchases. Any agency of government may waive
17 the time periods herein provided."

18 4. Line 17, by striking the word "or" and inserting in
19 lieu thereof the word "of".

CHESTER HOUGEN

On motion of Senator Lange, the Senate adjourned until 9:00 a.m.,
Wednesday, March 11, 1970.

JOURNAL OF THE SENATE

FIFTY-NINTH DAY

SENATE CHAMBER,
DES MOINES, IOWA, WEDNESDAY, MARCH 11, 1970.

The Senate met in regular session, President pro tempore Lange presiding.

Prayer was offered by the Reverend Forrest Whitlatch, pastor of the First Church of the Nazarene, Council Bluffs, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Tuesday, March 10, 1970, was approved.

DISTINGUISHED GUEST

Senator Smith rose on a point of personal privilege and presented to the Senate the Honorable LeRoy Getting, a former member of the Senate from O'Brien County.

VISITORS

Thirty students from Danville Community School, Danville, Iowa, accompanied by LeRoy Lippert.

INTRODUCTION OF BILL

Senate File 1285, by committee on agriculture, a bill for an act to provide for an excise tax on the sale of certain agricultural commodities, and to provide an appropriation to carry out the act.

Read first time and referred to **appropriations** (under Rule 37).

MOTION TO RECONSIDER

Senator Van Gilst called up the following motion filed by him on March 2, 1970, and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which Senate File 1236 passed the Senate.

The motion prevailed.

Senator Van Gilst moved to reconsider the vote by which Senate File 1236 went to its last reading, which motion prevailed.

CONSIDERATION OF BILLS

Senate File 1236

On motion of Senator Van Gilst, Senate File 1236, a bill for an act relating to the reorganization of the executive functions of state government by the creation of a department of executive services; placing within such department a division of general services and several existing state agencies, and delegating certain executive duties in connection with such reorganization, was taken up for further consideration.

Senator Gaudineer offered the following amendment filed by Senators Gaudineer and Van Gilst and moved its adoption:

Amend Senate File 1236, page 27, by striking in line 12 all after the word "from" and all of lines 13 through 15, inclusive and by inserting in lieu thereof the following:

"line six (6) the word 'housing'."

The amendment was adopted.

Senator Walsh moved to reconsider the vote by which the following amendment by Senator Balloun failed to be adopted by the Senate:

Amend Senate File 1236 as follows:

1. Page 3, by striking all of line 23 and renumbering subsequent subsection.
2. Page 3, by striking from lines 32 and 33 the words "the state printing board, the superintendent of printing."
3. Page 5, by striking lines 3 through 35, inclusive; all of pages 6, 7, 8, 9, 10, 11, 12 and 13; and page 14, by striking lines 1 through 18 inclusive.
4. Page 14, by striking lines 23 through 26, inclusive, and inserting in lieu thereof the words "department of executive services."
5. Page 15, by striking lines 4 through 35, inclusive; and page 16 by striking lines 1 through 3, inclusive.
6. Page 25, by striking lines 3 through 27, inclusive.
7. Page 26, by striking lines 4 through 10, inclusive.
8. Page 26, by striking lines 26 through 30, inclusive.
9. Page 27, by striking lines 6 through 10, inclusive.
10. Page 27, by striking lines 21 through 32, inclusive.
11. Page 28, by striking line 35.
12. Page 29, by striking lines 1 through 5, inclusive.
13. By renumbering the sections.

Roll call was requested by Senator Glenn.

On the question "Shall the Balloun amendment be reconsidered?" (S.F. 1236) the vote was:

Rule 24 was invoked.

Ayes, 33:

Anderson	Doderer	Lamborn	Parker
Arbuckle	Erskine	Lange	Schaben
Balloun	Frey	Laverty	Smith
Bass	Gilley	Leonard	Stephens
Bortell	Griffin	Lucken	Sullivan
Briles	Hougen	Neu	Thordsen
Conklin	Klink	Nicholson	Van Gilst
Curran	Kosek	Ollenburg	Walsh
DeHart			

Nays, 21:

Brownlee	Frommelt	O'Malley	Rabedeaux
Clarke	Gaudineer	Orr	Reichardt
Coleman	Glenn	Palmer	Rigler
DeKoster	Hill	Potgeter	Shirley
Denman	Kyhl	Potter	Weimer
Dodds			

Absent or not voting, 7:

Davis	McGill	Mogged	Shaff
Keith	Messerly	Mowry	

The motion prevailed and the amendment was reconsidered.

Senator Balloun moved the adoption of the amendment and requested a roll call.

On the question "Shall the Balloun amendment be adopted?" (S.F. 1236) the vote was:

Rule 24 was invoked.

Ayes, 34:

Anderson	Doderer	Lamborn	Parker
Arbuckle	Erskine	Lange	Schaben
Balloun	Frey	Laverty	Smith
Bass	Gilley	Leonard	Stephens
Bortell	Griffin	Lucken	Sullivan
Briles	Hougen	Mogged	Thordsen
Conklin	Keith	Nicholson	Van Gilst
Curran	Klink	Ollenburg	Walsh
DeHart	Kosek		

Nays, 21:

Brownlee	Gaudineer	O'Malley	Rabedeaux
Clarke	Glenn	Orr	Rigler
Coleman	Hill	Palmer	Shaff
DeKoster	Kyhl	Potgeter	Shirley
Dodds	Neu	Potter	Weimer
Frommelt			

Absent or not voting, 6:

Davis	McGill	Mowry	Reichardt
Denman	Messerly		

The amendment was adopted.

Senator Briles moved to reconsider the vote by which the following amendment by Senators Doderer and Lange failed to be adopted:

Amend Senate File 1236, page 3, line 12, by inserting after the word "division" the words " , except those items purchased by institutions under the state board of regents".

Roll call was requested.

On the question "Shall the Doderer-Lange amendment be reconsidered?" (S.F. 1236) the vote was:

Rule 24 was invoked.

Ayes, 37:

Anderson	Erskine	Lucken	Schaben
Balloun	Frey	Messerly	Shirley
Bass	Hougen	Mogged	Smith
Bortell	Keith	Neu	Stephens
Briles	Klink	Nicholson	Sullivan
Brownlee	Kosek	Ollenburg	Thordsen
Conklin	Lamborn	Orr	Van Gilst
Curran	Lange	Parker	Walsh
DeHart	Laverty	Potter	Weimer
Doderer			

Nays, 20:

Arbuckle	Frommelt	Hill	Potgeter
Clarke	Gaudineer	Kyhl	Rabedeaux
Coleman	Gilley	Leonard	Reichardt
DeKoster	Glenn	O'Malley	Rigler
Dodds	Griffin	Palmer	Shaff

Absent or not voting, 4:

Davis	Denman	McGill	Mowry
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The motion prevailed and the amendment was reconsidered.

Senator Frommelt offered the following amendment to the amendment:

Amend the Doderer, Lange amendment, filed March 2, 1970, to Senate File 1236, by striking the quote (") and period (.) after the word "regents" in line 3 and adding the words "and the department of social services."

Senator Frommelt moved the adoption of the amendment to the amendment and requested a roll call.

On the question "Shall the Frommelt amendment to the amendment be adopted?" (S.F. 1236) the vote was:

Rule 24 was invoked.

Ayes, 17:

Anderson	Coleman	Dodds	Gaudineer
Clarke	Denman	Frommelt	Hill

Kyhl	O'Malley	Potgeter	Rigler
Mogged	Palmer	Reichardt	Shirley
Ollenburg			

Nays, 40:

Arbuckle	Doderer	Lamborn	Potter
Balloun	Erskine	Lange	Rabedeaux
Bass	Frey	Laverty	Schaben
Bortell	Gilley	Leonard	Shaff
Briles	Glenn	Lucken	Smith
Brownlee	Griffin	Messerly	Stephens
Conklin	Hougen	Neu	Thordsen
Curran	Keith	Nicholson	Van Gilst
DeHart	Klink	Orr	Walsh
DeKoster	Kosek	Parker	Weimer

Absent or not voting, 4:

Davis	McGill	Mowry	Sullivan
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The amendment to the amendment lost.

Senator Coleman offered the following amendment to the amendment and moved its adoption:

Amend the Doderer-Lange amendment of March 2, 1970, to Senate File 1236 by inserting after the word "regents" in line 3 "the Iowa highway commission".

The amendment to the amendment was adopted.

President Jepsen took the chair at 11:40 a.m.

Senator Doderer moved the adoption of her amendment as amended.

Division was called for.

The amendment as amended was adopted.

Senator Balloun moved to reconsider the vote by which the following amendment by Senator Van Gilst failed to be adopted by the Senate, which motion prevailed.

Amend Senate File 1236, page 26, by striking lines 33 and 34, and renumbering subsection 2.

Senator Van Gilst moved the adoption of his amendment and called for a division.

The amendment was adopted.

SENATE FILE RE-REFERRED

Senator Gaudineer moved that Senate File 1236 be re-referred to the committee on state government.

Division was called for.

The motion prevailed and **Senate File 1236** was re-referred to the committee on **state government**.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1140, a bill for an act relating to school bond taxes.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1139, a bill for an act relating to the issuance of public bonds.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 87, a bill for an act to repeal the county option provisions of chapter 123, Code 1966:

WILLIAM R. KENDRICK, Chief Clerk

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Mogged, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 253, 643, 1083, 1159, 1179, 1180 and 1209.

CHARLES G. MOGGED
Chairman, Senate Committee
ELIZABETH SHAW
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: Senate Files 253, 643, 1083, 1159, 1179, 1180 and 1209.

BILLS SENT TO THE GOVERNOR

Senator Mogged, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 11th day of March, 1970, sent to the Governor for his approval: Senate Files 253, 643, 1083, 1159, 1179, 1180 and 1209.

CHARLES G. MOGGED, Chairman

Passed on file.

On motion of Senator Rigler, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President pro tempore Lange presiding.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Chair announced the special order of business for the consideration of Senate File 1276.

CONSIDERATION OF BILLS

Senate File 1276

On motion of Senator Gaudineer, Senate File 1276, a bill for an act relating to encouraging persons to seek treatment for drug addiction or dependency, was taken up and considered.

President Jepsen took the chair at 1:50 p.m.

Senator Gaudineer offered the following amendment and called for a division of the amendment as follows:

Amend Senate File 1276 as follows:

Division 1.

1. Page 2, line 15, by inserting after the first use of the word "minor" the words "if such minor is sixteen years of age, or older,".

Senator Thordsen offered the following amendment to division 1 of the amendment:

Amend the Gaudineer amendment, filed March 11, 1970, to Senate File 1276, line 3, by striking the word "sixteen" and inserting in lieu thereof "fourteen".

Division was called for.

The amendment to division 1 of the amendment was adopted.

Senator Gaudineer moved the adoption of division 1 of his amendment as amended and called for a division.

Division 1 of the amendment as amended lost.

Division 2.

2. Page 3, line 5, by striking the words "approved by the federal drug administration" and inserting in lieu thereof the words "which shall be authorized or released by a federal agency or authority with jurisdiction to so act,".

3. Page 3, by striking from lines 12 and 13 the words "on or before February first of each year" and by inserting in lieu thereof the words "each quarter of every year, commencing October 1, 1970,".

4. Page 3, line 17, by striking the words "calendar year" and by inserting in lieu thereof the word "quarter".

On motion of Senator Gaudineer, division 2 of the amendment was adopted.

Senator Gaudineer offered the following amendment and moved its adoption:

Amend Senate File 1276, page 4, line 2, by striking "one yearly report" and inserting in lieu thereof "quarterly reports".

The amendment was adopted.

Senator Mowry offered the following amendment and moved its adoption:

Amend Senate File 1276, page 4, by adding after line 6 the following new section:

"Section two hundred four point one (204.1), Code 1966, subsection nine (9), is amended by inserting in line one (1) after the word 'means' the word 'sale,'."

The amendment was adopted.

President pro tempore Lange took the chair at 2:43 p.m.

Senator O'Malley offered the following amendment and moved its adoption:

Amend Senate File 1276 by adding thereto the following new section:

Any person who violates any provision of this Act shall, upon conviction, be fined not exceeding one hundred dollars, or imprisoned in the county jail not exceeding thirty days.

The amendment was adopted.

Senator Mowry offered the following amendment and moved its adoption:

Amend Senate File 1276, page 1, by inserting after the period in line 22 a new sentence as follows:

"For the purpose of this Act the provisions hereof shall be applicable to the treatment and rehabilitation of those who are users of glue by means of inhalation, commonly known as glue sniffing."

The amendment was adopted.

Senator Gaudineer moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1276) the vote was:

Ayes, 55:

Anderson
Arbuckle
Balloun
Bass

Bortell
Brownlee
Coleman
Conklin

Curran
DeHart
DeKoster
Denman

Dodds
Doderer
Erskine
Frommelt

Gaudineer	Lamborn	O'Malley	Shaff
Gilley	Lange	Orr	Shirley
Glenn	Lavery	Palmer	Smith
Griffin	Lucken	Parker	Stephens
Hill	Messerly	Potgeter	Sullivan
Hougen	Mogged	Potter	Thordsen
Keith	Mowry	Rabedeaux	Van Gilst
Klink	Neu	Reichardt	Walsh
Kosek	Nicholson	Rigler	Weimer
Kyhl	Ollenburg	Schaben	

Nays, none.

Absent or not voting, 6:

Briles	Davis	Leonard	McGill
Clarke	Frey		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Mogged, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 1139 and 1140.

CHARLES G. MOGGED
Chairman, Senate Committee
ELIZABETH SHAW
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: Senate Files 1139 and 1140.

BILLS SENT TO THE GOVERNOR

Senator Mogged, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 11th day of March, 1970, sent to the Governor for his approval: Senate Files 1139 and 1140.

CHARLES G. MOGGED, Chairman

Passed on file.

OBJECTION TO RE-REFERRAL

Senator Rigler asked unanimous consent that Senate File 1257 be re-referred to the committee on agriculture.

Objection was raised by Senator Schaben.

UNFINISHED BUSINESS

House File 1222

On motion of Senator Potgeter, House File 1222, a bill for an act relating to the sales and use tax on newsprint and ink and to exempt the sales, publishing, and printing of all newspapers and shoppers' guides therefrom, was taken up for further consideration.

The Senate resumed consideration of the following amendment by Senator Potgeter and the amendment to the amendment by Senator Gaudineer:

Amend House File 1222, page 2, by adding the following new section after line 29:

"The director of revenue shall not collect any tax due on gross receipts from the sale of newspapers, free newspapers or shoppers guides and the printing and publishing thereof prior to January 1, 1970. Any such taxes which have accrued and are due and owing shall be forgiven and are null and void. This section shall not be printed as a permanent part of the Code."

Amend the Potgeter amendment, filed March 10, 1970, to House File 1222 by striking all after the figures "1222" in line 1, and all of line 2, and by inserting in lieu thereof the following:

"by striking all after the enacting clause and inserting in lieu thereof the following:
Section 1."

Senator Gaudineer moved the adoption of the amendment to the amendment and requested a roll call.

On the question "Shall the amendment to the amendment be adopted?" (H.F. 1222) the vote was:

Rule 24 was invoked.

Ayes, 27:

Arbuckle	Frommelt	Messerly	Schaben
Coleman	Gaudineer	Neu	Shaff
Conklin	Glenn	Nicholson	Shirley
DeHart	Hill	O'Malley	Smith
DeKoster	Kosek	Orr	Stephens
Dodds	Kyhl	Palmer	Weimer
Doderer	Laverty	Reichardt	

Nays, 24:

Anderson	Griffin	Lucken	Potter
Balloun	Hougen	Mogged	Rigler
Bass	Keith	Mowry	Sullivan
Bortell	Klink	Ollenburg	Thordsen
Erskine	Lamborn	Parker	Van Gilst
Gilley	Lange	Potgeter	Walsh

Voting present, 2:

Brownlee Rabedeaux

Absent or not voting, 8:

Briles	Curran	Denman	Leonard
Clarke	Davis	Frey	McGill

The amendment to the amendment was adopted.

Senator Potgeter asked unanimous consent to withdraw his amendment as amended.

Objection was raised.

Senator Potgeter moved the adoption of his amendment as amended.

Division was called for.

The amendment as amended lost.

Senator Potgeter moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1222) the vote was:

Rule 24 was invoked.

Ayes, 27:

Anderson	Gilley	Lange	Potgeter
Balloun	Griffin	Lavery	Potter
Bass	Hougen	Lucken	Rigler
Bortell	Keith	Mogged	Smith
Coleman	Klink	Mowry	Sullivan
Curran	Kosek	Ollenburg	Walsh
DeKoster	Kyhl	Parker	

Nays, 25:

Arbuckle	Gaudineer	Nicholson	Shaff
Conklin	Glenn	O'Malley	Shirley
DeHart	Hill	Orr	Stephens
Dodds	Lamborn	Palmer	Thordsen
Doderer	Messerly	Reichardt	Van Gilst
Erskine	Neu	Schaben	Weimer
Frommelt			

Voting present, 2:

Brownlee Rabedeaux

Absent or not voting, 7:

Briles	Davis	Frey	McGill
Clarke	Denman	Leonard	

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File 179, a bill for an act relating to the purchase of uniforms for vocal and instrumental school music groups.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 645, a bill for an act to declare narcotics a public nuisance.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 743, a bill for an act relating to the regulation of home solicitation sales.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1146, a bill for an act relating to a cash allowance paid to prisoners upon discharge.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1171, a bill for an act relating to the members of the board of architectural examiners.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1063, a bill for an act relating to the regulation of public utilities.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE MESSAGES CONSIDERED

House File 179, a bill for an act relating to the purchase of uniforms for vocal and instrumental school music groups.

Read first time and **passed on file**.

House File 645, a bill for an act to declare narcotics a public nuisance.

Read first time and **passed on file**.

House File 743, a bill for an act relating to the regulation of home solicitation sales.

Read first time and **passed on file**.

House File 1146, a bill for an act relating to a cash allowance paid to prisoners upon discharge.

Read first time and **passed on file**.

House File 1171, a bill for an act relating to the members of the board of architectural examiners.

Read first time and passed on file.

INTRODUCTION OF BILLS

Senate File 1286, by committee on appropriations (committee on appropriations), a bill for an act authorizing capital expenditures by the state highway commission from the primary road fund.

Read first time and placed on calendar.

Senate File 1287, by committee on appropriations, a bill for an act to appropriate from the general fund of the state of Iowa to the department of public safety for administering a revised program for issuing operator's and chauffeur's licenses.

Read first time and placed on calendar.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which House File 1222 failed to pass the Senate.

ALDEN J. ERSKINE

BILLS ASSIGNED TO COMMITTEE

President Jepsen announced the assignment of the following bills to committee:

- S. F. 1282 Appropriations
- S. F. 1283 State government
- S. F. 1284 State government
- H. F. 595 State government
- H. F. 1081 Cities and towns
- H. F. 1082 Cities and towns
- H. F. 1146 Social services
- H. F. 1192 Schools
- H. F. 1305 Cities and towns
- H. F. 1306 Cities and towns
- H. F. 1310 Judiciary
- H.C.R. 112 State government
- H.C.R. 118 Social services

REPORT OF CONFERENCE COMMITTEE
(Senate File 628)

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to consider the difference between the Senate and the House of Representatives on Senate File 628, a bill for an act to establish definitions and standards for frozen desserts, respectfully submit the following recommendations:

1. That the House concur in the Senate amendment to the House amendment.

2. Amend the House amendment by adding after line 93 the following:

"13. Page 7, by striking lines 1 through 9, inclusive, and inserting in lieu thereof the following new sentences: 'A sign shall be posted in every retail establishment where "vegetable fat frozen dessert", "mellorine" or "imitation frozen dessert" is sold in other than factory-filled packages. This sign shall state in letters of such size as to be visible and easily read by the purchaser at the point of sale: (name of product) SOLD HERE.'"

On the part of the House:

CHARLES F. STROTHMAN, Chairman

C. RAYMOND FISHER

HAROLD KNIGHT

DALE M. COCHRAN

On the part of the Senate:

WAYNE KEITH, Chairman

RICHARD L. STEPHENS

H. L. OLLENBURG

ROBERT R. DODDS

EXPLANATION OF VOTE

I voted "nay" on House File 1222 because newspapers should be taxed at retail at the rate of 3 percent the same as other tangible goods.

FRANCIS L. MESSERLY

REPORTS OF COMMITTEES

Senator Stephens submitted the following reports:

MR. PRESIDENT: Your committee on agriculture, to which was referred **House File 404**, a bill for an act relating to milk used for manufacturing purposes, begs leave to report it has had the same under consideration and recommends the same **do pass**.

RICHARD L. STEPHENS, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on agriculture, to which was referred **House File 1122**, a bill for an act relating to construction of public highways and certain other installations across the right-of-way of a drainage or levee district, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

RICHARD L. STEPHENS, Chairman

Ordered passed on file.

Senator Messerly submitted the following reports:

MR. PRESIDENT: Your committee on appropriations, to which was referred **Senate File 1181**, a bill for an act relating to driver license fees and their

renewal, begs leave to report it has had the same under consideration and recommends the same **do pass**.

FRANCIS MESSERLY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations, to which was referred **House File 1198**, a bill for an act relating to the sale and use of fertilizers and pesticides, creating a fertilizer and pesticide review board and making an appropriation therefor, begs leave to report it has had the same under consideration and recommends the same **do pass**.

FRANCIS MESSERLY, Chairman

Ordered passed on file.

*Denotes a unanimous committee vote.

AMENDMENTS FILED

- 1 Amend the Hougen amendment to Senate File 1236,
- 2 filed March 9, 1970, found on pages 812 and 813 of
- 3 the Senate Journal, by inserting in line 24 after the
- 4 word, "food" the words "and perishable".

LEE H. GAUDINEER, JR.

- 1 Amend House File 333, as passed by the House, page 3,
- 2 by adding after line 16 the following new section:
- 3 "Chapter two hundred eighty A (280A), Code 1966, is
- 4 amended by adding the following new section:
- 5 'Any merged area shall provide an area vocational school
- 6 attendance center within a county of the merged area which
- 7 contains a city of fifty thousand population or more as deter-
- 8 mined by the most recent federal decennial census.'

JOHN M. WALSH
CLIFTON C. LAMBORN
JAMES A. POTGETER

- 1 Amend House File 1251, page 12, line 7, by striking the
- 2 word "fifty" and inserting in lieu thereof the words "twenty
- 3 dollars nor more than fifty".

JAMES A. POTGETER

On motion of Senator Lange, the Senate adjourned until 9:00 a.m., Thursday, March 12, 1970.

JOURNAL OF THE SENATE

SIXTIETH DAY

**SENATE CHAMBER,
DES MOINES, IOWA, THURSDAY, MARCH 12, 1970.**

The Senate met in regular session, President pro tempore Lange presiding.

Prayer was offered by the Reverend Paul Huscher, pastor of the First United Methodist Church, Sheffield, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Wednesday, March 11, 1970, was approved.

PETITIONS

The following petitions were presented and placed on file:

By Senator Kosek, from thirty-nine residents of Linn County favoring a legislative study of Iowa's election laws and a comprehensive election law reform bill.

By Senator Kyhl, from nine residents of Floyd County opposing an open season on mourning doves.

DISTINGUISHED GUESTS

Senator Frey rose on a point of personal privilege and presented to the Senate the Honorable Jim O. Henry, former member of the Senate and House of Representatives from Pottawattamie County, now residing in Des Moines, Iowa.

Senator Dodds rose on a point of personal privilege and presented to the Senate the Honorable Fred Cromwell, former member of the Senate from Des Moines County.

Senator Laverty rose on a point of personal privilege and presented to the Senate the Honorable Loyd Van Patten, former member of the Senate from Warren County and Assistant Secretary of Agriculture from 1951 to 1961.

VISITORS

Two hundred students from Hoover High School, Des Moines, Iowa, accompanied by Earl Willets.

Twenty-six students from Thomas Jefferson High School, members of the Iowa Association Vocational Industrial Clubs of America, Council Bluffs, Iowa, and their sponsor, Don Haberman.

The girls basketball team from Dunlap High School, Dunlap, Iowa, accompanied by their coach, Dixie Morrisen.

A group of students from Columbus Junction High School, Columbus Junction, Iowa, accompanied by John Buster.

Four hundred students from the Iowa Association of the Vocational Industrial Clubs of America.

Thirty-seven students from Walsh Junior High School, Ottumwa, Iowa, accompanied by Sister Carol Ann.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Chair announced the special order of business for the consideration of Senate File 1281.

CONSIDERATION OF BILLS

Senate File 1281

On motion of Senator DeKoster, Senate File 1281, a bill for an act relating to workmen's compensation, was taken up and considered.

Senator DeKoster offered the following amendment filed by Senators DeKoster and Gaudineer and moved its adoption:

Amend Senate File 1281 as follows:

1. Page 2, lines 26 and 33, by inserting in each of said lines before the word "forty-six" the following words: "a weekly benefit amount, rounded to the nearest dollar, equal to".

2. Page 3, line 5, by inserting before the word "forty-six" the following words:

"a weekly benefit amount, rounded to the nearest dollar, equal to".

3. Page 4, line 29, by inserting before the word "forty-six" the following words:

"a weekly benefit amount, rounded to the nearest dollar, equal to".

4. Page 5, line 9, by striking the second comma and inserting before the word "fifty" the following words:

"an amount, rounded to the nearest dollar, equal to".

5. Page 6, by striking all of lines 18 through 35, inclusive, and renumbering the subsequent sections.

The amendment was adopted.

President Jepsen took the chair at 10:10 a.m.

Senator DeKoster moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1281) the vote was:

Ayes, 56:

Anderson	Dodds	Kyhl	Parker
Arbuckle	Doderer	Lamborn	Potgeter
Balloun	Erskine	Lange	Potter
Bass	Frey	Laverty	Rabedeaux
Bortell	Frommelt	Lucken	Reichardt
Briles	Gaudineer	Messerly	Rigler
Brownlee	Gilley	Mogged	Schaben
Clarke	Glenn	Mowry	Shirley
Coleman	Griffin	Neu	Smith
Conklin	Hill	Nicholson	Stephens
Curran	Hougen	Ollenburg	Sullivan
DeHart	Keith	O'Malley	Van Gilst
DeKoster	Klink	Orr	Walsh
Denman	Kosek	Palmer	Weimer

Nays, none.

Absent or not voting, 5:

Davis	McGill	Shaff	Thordsen
Leonard			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

ADOPTION OF CONFERENCE COMMITTEE REPORT

Senate File 628

Senator Keith called up for consideration the following report and moved its adoption:

REPORT OF CONFERENCE COMMITTEE (Senate File 628)

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to consider the difference between the Senate and the House of Representatives on Senate File 628, a bill for an act to establish definitions and standards for frozen desserts, respectfully submit the following recommendations:

1. That the House concur in the Senate amendment to the House amendment:

2. Amend the House amendment by adding after line 93 the following:

"13. Page 7, by striking lines 1 through 9, inclusive, and inserting in lieu thereof the following new sentences: 'A sign shall be posted in every retail establishment where "vegetable fat frozen dessert", "mellorine" or "imitation frozen dessert" is sold in other than factory-filled packages. This sign shall state in letters of such size as to be visible and easily read by the purchaser at the point of sale: (name of product) SOLD HERE.'"

On the part of the House:

CHARLES F. STROTHMAN, Chairman
C. RAYMOND FISHER
HAROLD KNIGHT
DALE M. COCHRAN

On the part of the Senate:
WAYNE KEITH, Chairman
RICHARD L. STEPHENS
H. L. OLLENBURG
ROBERT R. DODDS

The motion prevailed and the conference committee report and the amendment and recommendations contained therein were adopted.

Senator Keith moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 628) the vote was:

Ayes, 53:

Anderson	Frommelt	Lavery	Potter
Arbuckle	Gaudineer	Lucken	Rabedeaux
Bass	Gilley	Messerly	Reichardt
Bortell	Glenn	Mogged	Rigler
Briles	Griffin	Mowry	Schaben
Brownlee	Hill	Neu	Shaff
Clarke	Hougen	Nicholson	Shirley
Conklin	Keith	Ollenburg	Smith
Curran	Klink	O'Malley	Stephens
DeHart	Kosek	Orr	Sullivan
DeKoster	Kyhl	Palmer	Van Gilst
Dodds	Lamborn	Parker	Walsh
Doderer	Lange	Potgeter	Weimer
Frey			

Nays, 1:

Balloun

Voting present, 1:

Coleman

Absent or not voting, 6:

Davis	Erskine	McGill	Thordsen
Denman	Leonard		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Mogged, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 87, 440, 1031, 1058, 1120, 1136 and 1138; House Files 615, 720, 1060 and 1088.

CHARLES G. MOGGED
Chairman, Senate Committee
ELIZABETH SHAW
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following

bills: Senate Files 87, 440, 1031, 1058, 1120, 1136 and 1138; House Files 615, 720, 1060 and 1088.

MOTION TO RECONSIDER WITHDRAWN

Senator Coleman asked and received unanimous consent to withdraw the motion to reconsider the vote by which **House File 609** passed the Senate, filed by Senator Lange on February 27, 1970.

President pro tempore Lange took the chair at 10:40 a.m.

BILLS SENT TO THE GOVERNOR

Senator Mogged, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 12th day of March, 1970, sent to the Governor for his approval: Senate Files 87, 440, 1031, 1058, 1120, 1136 and 1138.

CHARLES G. MOGGED, Chairman

Passed on file.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up out of order House File 1154.

House File 1154

On motion of Senator Briles, House File 1154, a bill for an act relating to terms of office of certain county supervisors, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Briles moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1154) the vote was:

Ayes, 53:

Anderson	Frommelt	Laverty	Rabedaux
Arbuckle	Gaudineer	Lucken	Reichardt
Balloun	Gilley	Messerly	Rigler
Bass	Glenn	Mogged	Schaben
Bortell	Griffin	Mowry	Shaff
Briles	Hill	Neu	Shirley
Brownlee	Hougen	Nicholson	Smith
Clarke	Keith	Ollenburg	Stephens
Coleman	Klink	O'Malley	Sullivan
Davis	Kosek	Palmer	Thordsen
DeKoster	Kyhl	Parker	Van Gilst
Dodds	Lamborn	Potgeter	Walsh
Erskine	Lange	Potter	Weimer
Frey			

Nays, 2:

Conklin Orr

Absent or not voting, 6:

Curran	Denman	Leonard	McGill
DeHart	Doderer		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Briles moved that the vote by which **House File 1154** passed the Senate be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Rigler asked and received unanimous consent to take up for consideration Senate File 1286.

Senate File 1286

On motion of Senator Lamborn, Senate File 1286, a bill for an act authorizing capital expenditures by the state highway commission from the primary road fund, was taken up and considered.

Senator Lamborn moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1286) the vote was:

Ayes, 58:

Anderson	Dodds	Lange	Potter
Arbuckle	Doderer	Laverty	Rabedeaux
Balloun	Erskine	Lucken	Reichardt
Bass	Frey	Messerly	Rigler
Bortell	Gaudineer	Mogged	Schaben
Briles	Gilley	Mowry	Shaff
Brownlee	Glenn	Neu	Shirley
Clarke	Griffin	Nicholson	Smith
Coleman	Hill	Ollenburg	Stephens
Conklin	Hougen	O'Malley	Sullivan
Curran	Keith	Orr	Thordsen
Davis	Klink	Palmer	Van Gilst
DeHart	Kosek	Parker	Walsh
DeKoster	Kyhl	Potgeter	Weimer
Denman	Lamborn		

Nays, 1:

Frommelt

Absent or not voting, 2:

Leonard McGill

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 54

On motion of Senator Lamborn, Senate File 54, a bill for an act

relating to the creation of county historical boards; enumerating their powers and duties, and authorizing tax levies, with report of committee recommending passage, and report of committee recommending amendment and passage, was taken up, considered, and the reports of the committee adopted.

Senator Briles offered the following committee amendment and moved its adoption:

Amend Senate File 54, page 3, line 4, by striking the word "one-half" and inserting in lieu thereof the word "one-fourth".

The amendment was adopted.

Senator Smith moved that Senate File 54 be laid on the table.

Senator Smith asked and received unanimous consent to withdraw the motion.

Senator Doderer moved that Senate File 54 be re-referred to the committee on county government.

Division was called for.

The motion was lost.

Senator Lucken offered the following amendment and moved its adoption:

Amend Senate File 54 as follows:

Amend page 1, lines 24 and 25, by striking the words "the compensation and expenses of members" and inserting in lieu thereof "members of the board shall serve without compensation or expense allowance".

The amendment was adopted.

Senator Lamborn moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 54) the vote was:

Ayes, 12:

Bortell	Klink	Laverty	Shaff
Briles	Lamborn	Nicholson	Van Gilst
Keith	Lange	Potgeter	Walsh

Nays, 41:

Anderson	Davis	Gaudineer	Lucken
Artuckle	DeKoster	Gilley	Messerly
Balloun	Denman	Glenn	Mowry
Bass	Dodds	Griffin	Neu
Brownlee	Doderer	Hill	Ollenburg
Clarke	Erskine	Hougen	O'Malley
Coleman	Frey	Kosek	Orr
Curran	Frommelt	Kyhl	Palmer

Parker
Potter
Rabedeaux

Rigler
Schaben

Smith
Stephens

Sullivan
Weimer

Voting present, 1:

Thordsen

Absent or not voting, 7:

Conklin
DeHart

Leonard
McGill

Mogged
Reichardt

Shirley

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

Senate File 344

On motion of Senator Thordsen, Senate File 344, a bill for an act relating to the law-enforcement officers' training academy, with report of committee recommending passage as amended, was taken up, considered, and the report of the committee adopted.

Senator Messerly asked and received unanimous consent that further action on **Senate File 344** be deferred and that the bill retain its place on the calendar.

On motion of Senator Rigler, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President pro tempore Lange presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File 780, a bill for an act relating to damages caused by unlawful destruction, taking, or possession of wildlife owned by the State of Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1018, a bill for an act relating to fees collected on the county level of government.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1159, a bill for an act relating to indemnification for swine destroyed in eradication of hog cholera.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE MESSAGES CONSIDERED

House File 780, a bill for an act relating to damages caused by

unlawful destruction, taking, or possession of wildlife owned by the State of Iowa.

Read first time and **passed on file.**

House File 1018, a bill for an act relating to fees collected on the county level of government.

Read first time and **passed on file.**

House File 1159, a bill for an act relating to indemnification for swine destroyed in eradication of hog cholera.

Read first time and **passed on file.**

INTRODUCTION OF BILL

Senate File 1238, by committee on county government, a bill for an act relating to exemption from taxation of property of levee and drainage districts.

Read first time and **placed on calendar.**

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up for consideration Senate File 1181.

Senate File 1181

On motion of Senator Kyhl, Senate File 1181, a bill for an act relating to driver license fees and their renewal, with report of committee recommending passage, was taken up for further consideration, and the report of the committee adopted.

Senator Walsh moved to reconsider the vote by which the amendment to the Kyhl amendment by Senators Reichardt and Gaudineer was adopted on February 19, 1970.

Senator Walsh asked and received unanimous consent to withdraw his motion.

Senator Coleman offered the following amendment and moved its adoption:

Amend Senate File 1181, as amended, in Sec. 8, line 5, by striking the word "an" and substituting in lieu thereof "a one-year probationary".

The amendment was adopted.

Senator O'Malley took the chair at 3:07 p.m.

Senator Kyhl moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1181) the vote was:

Rule 24 was invoked.

Ayes, 36:

Anderson	Frey	Lange	Rabedeaux
Arbuckle	Gaudineer	Lavery	Reichardt
Balloun	Gilley	Lucken	Rigler
Bass	Griffin	Messerly	Schaben
Bortell	Hougen	Mogged	Smith
Clarke	Keith	Nicholson	Stephens
Curran	Kosek	Ollenburg	Sullivan
DeKoster	Kyhl	Parker	Thordsen
Erskine	Lamborn	Potter	Van Gilst

Nays, 19:

Coleman	Frommelt	Neu	Shaff
Conklin	Glenn	O'Malley	Shirley
Davis	Hill	Orr	Walsh
Denman	Klink	Palmer	Weimer
Dodds	Mowry	Potgeter	

Absent or not voting, 6:

Briles	DeHart	Leonard	McGill
Brownlee	Doderer		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Kyhl moved that the vote by which **Senate File 1181** passed the Senate be reconsidered and the motion to reconsider be laid on the table.

Division was called for.

The motion prevailed.

President pro tempore Lange took the chair at 3:30 p.m.

Senator Rigler asked and received unanimous consent to take up for consideration Senate File 1287.

Senate File 1287

On motion of Senator Lamborn, Senate File 1287, a bill for an act to appropriate from the general fund of the State of Iowa to the department of public safety for administering a revised program for issuing operator's and chauffeur's licenses, was taken up and considered.

Senator Lamborn moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1287) the vote was:

Ayes, 37:

Anderson	Gaudineer	Laverty	Reichardt
Arbuckle	Gilley	Lucken	Rigler
Balloun	Griffin	Messerly	Schaben
Bass	Hougen	Mogged	Shaff
Bortell	Klink	Nicholson	Smith
Clarke	Kosek	Ollenburg	Stephens
Curran	Kyhl	Parker	Sullivan
DeKoster	Lamborn	Potter	Thordsen
Erskine	Lange	Rabedeaux	Van Gilst
Frey			

Nays, 17:

Coleman	Frommelt	Neu	Potgeter
Conklin	Glenn	O'Malley	Shirley
Davis	Hill	Orr	Walsh
Denman	Mowry	Palmer	Weimer
Dodds			

Absent or not voting, 7:

Briles	DeHart	Keith	McGill
Brownlee	Doderer	Leonard	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn moved that the vote by which **Senate File 1287** passed the Senate be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator O'Malley took the chair at 3:40 p.m.

Senate File 344

The Senate resumed consideration of Senate File 344 deferred during the morning session.

Senator Thordsen offered the following amendment by Senators Thordsen and Gaudineer and moved its adoption:

Amend Senate File 344, page 1, by inserting after line 21 a new section as follows:

"The moneys appropriated to the department of public safety by chapter forty-six (46), Acts of the Sixty-third General Assembly, First Session, section one (1), subsection eight (8), for the Iowa law-enforcement academy, not expended or encumbered are hereby transferred and reappropriated to the office of the governor for the same purpose during the fiscal year commencing July 1, 1970, and the state comptroller is directed to allocate said appropriation pursuant to chapter eight (8) of the Code."

The amendment was adopted.

Senator Thordsen moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 344) the vote was:

Ayes, 48:

Arbuckle	Dodds	Kyhl	Palmer
Balloun	Erskine	Lamborn	Parker
Bass	Frey	Lange	Potter
Bortell	Frommelt	Laverty	Rabedeaux
Clarke	Gaudineer	Lucken	Reichardt
Coleman	Gilley	Mogged	Rigler
Conklin	Glenn	Mowry	Schaben
Curran	Griffin	Neu	Smith
Davis	Hougen	Nicholson	Stephens
DeHart	Keith	Ollenburg	Sullivan
DeKoster	Klink	O'Malley	Thordsen
Denman	Kosek	Orr	Walsh

Nays, 4:

Hill	Shirley	Van Gilst	Weimer
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Absent or not voting, 9:

Anderson	Doderer	McGill	Potgeter
Briles	Leonard	Messerly	Shaff
Brownlee			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Thordsen asked and received unanimous consent that **Senate File 344** be immediately messaged to the House, which request was complied with.

Senate File 1137

On motion of Senator Kyhl, Senate File 1137, a bill for an act to restrict the use of firearms, with report of committee recommending amendment and passage, was taken up, considered, and the report of committee adopted.

Senator Kyhl asked and received unanimous consent to withdraw the committee amendment found on page 533 of the Senate Journal.

Senator Gaudineer asked and received unanimous consent to withdraw the amendment filed by him on February 27, 1970, and found on pages 683-685, inclusive, of the Senate Journal.

Senator Gaudineer asked and received unanimous consent to withdraw the amendment to the amendment filed by him on March 5, 1970, and found on page 764 of the Senate Journal.

Senator Kyhl moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1137) the vote was:

Ayes, 44:

Arbuckle	Bortell	DeHart	Frey
Balloun	Conklin	DeKoster	Gaudineer
Bass	Curran	Dodds	Gilley

Glenn	Lucken	Palmer	Shirley
Hill	Messerly	Parker	Smith
Hougen	Mogged	Potter	Stephens
Keith	Mowry	Rabedeaux	Sullivan
Klink	Neu	Reichardt	Thordsen
Kyhl	Nicholson	Rigler	Van Gilst
Lamborn	O'Malley	Schaben	Walsh
Laverty	Orr	Shaff	Weimer

Nays, 2:

Coleman Davis

Voting present, 1:

Frommelt

Absent or not voting, 14:

Anderson	Denman	Kosek	McGill
Briles	Doderer	Lange	Ollenburg
Brownlee	Erskine	Leonard	Potgeter
Clarke	Griffin		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 1190

On motion of Senator Erskine, Senate File 1190, a bill for an act relating to the motor fuel tax, was taken up and considered.

President pro tempore Lange took the chair at 4:25 p.m.

SENATE FILE DEFERRED

Senator Erskine asked and received unanimous consent that further action on **Senate File 1190** be deferred and that the bill be placed on the calendar under unfinished business.

SPECIAL ORDER

Senate Rigler asked and received unanimous consent that **House File 1294** be made a special order of business for Monday, March 16, 1970, at 10:00 a.m.

SENATE FILE 1238 TO COMMITTEE

On request of Senator Neu, President Jepsen referred **Senate File 1238** to the committee on **state government** under Rule 37.

REPORT OF COMMITTEE

Senator Shaff submitted the following report:

MR. PRESIDENT: Your committee on ways and means, to which was referred **House File 193**, a bill for an act relating to income tax, begs leave to report it has had the same under consideration and recommends the same **do pass.***

ROGER J. SHAFF, Chairman

Ordered passed on file.

*Denotes a unanimous committee vote.

1 Amend the House amendment to Senate File 585 as follows:

2 1. By striking all after the word "laboratory." in line 6 and all
3 of lines 7 through 13, inclusive, and inserting in lieu thereof the
4 following:

5 The commissioner of public safety may assign the criminalis-
6 tics laboratory to a division or bureau within his department.
7 The laboratory shall, within its capabilities, conduct analyses,
8 comparative studies, fingerprint identification, firearms identi-
9 fication, questioned documents studies, and other studies normally
10 performed by a criminalistics laboratory when requested by a
11 county attorney, medical examiner, or law enforcement agency of
12 this state to aid in any criminal investigation. Agents of the
13 division of criminal investigation and bureau of identification
14 may be assigned to the criminalistics laboratory by the commis-
15 sioner. New employees shall be appointed pursuant to chapter
16 ninety-five (95), Acts of the Sixty-second General Assembly, and
17 need not qualify as agents for the division of criminal investiga-
18 tion and bureau of identification, and shall not participate in
19 the peace officers' retirement plan established pursuant to chapter
20 ninety-seven A (97A) of the Code.

21 2. Line 15, by striking the words "shall possess a".

22 3. By striking line 16 and inserting in lieu thereof the words
23 "be a physician and surgeon or osteopathic physician and surgeon
24 and".

25 4. By inserting in line 19 after the word "by" the words "and
26 serve at the pleasure of".

27 5. By striking in line 23 the words "is six years" and inserting
28 in lieu thereof the words "shall be six years from the date of
29 appointment".

30 6. By inserting in line 27 after the period the following sentence:

31 "The college of medicine shall provide the state medical
32 examiner with the necessary equipment, facilities, and staff to
33 accomplish his duties."

34 7. By inserting in line 29 after the word "staff" the words "and
35 include such compensation and all other expenses of the state
36 medical examiner in its budget".

37 8. By inserting in line 34 after the word "investigation" the
38 words "by the state medical examiner".

39 9. By striking from lines 36 and 37 the words "the transfer of
40 items for analysis or investigation to laboratories";

41 10. By adding after line 13, the following new sections and re-
42 numbering the remaining sections:

43 a. Sec. 2. It shall be presumed that any employee or tech-
44 nician of the criminalistics laboratory is qualified or possesses
45 the required expertise to accomplish any analysis, comparison, or
46 identification done by him in the course of his employment in the
47 criminalistics laboratory. Any report, or copy thereof, or the
48 findings of the criminalistics laboratory shall be received in
49 evidence in any court, preliminary hearing, and grand jury proceed-
50 ing in the same manner and with the same force and effect as if
51 the employee or technician of the criminalistics laboratory who
52 accomplished the requested analysis, comparison, or identification
53 had testified in person. An accused person or his attorney may re-
54 quest that such employee or technician testify in person at a

55 criminal trial before a jury or to the court, if such accused has
56 evidence to controvert the findings of the criminalistics labora-
57 tory, by notifying the proper county attorney at least ten days
58 before the date of such criminal trial.

59 b. Sec. 3. The commissioner of public safety shall make
60 rules defining the capabilities of the criminalistics laboratory.
61 He shall make rules governing the handling of items to be pro-
62 cessed by the criminalistics laboratory from the time they are
63 forwarded to the laboratory by a county medical examiner or a
64 city, town, or state law enforcement agency or county sheriff
65 until their return to the forwarder. The rules shall prescribe
66 a method of identifying, forwarding, handling and returning items
67 that will maintain the identity and integrity of the item. An
68 item handled in conformity with the rules shall be presumed to be
69 admissible in evidence as to the period in transit to and from
70 and while in custody of the laboratory without further foundation.

71 c. Sec. 4. The accused person or his attorney shall at the
72 request of the county attorney be given a copy of each report of
73 the findings of the criminalistics laboratory or the findings of
74 any other law enforcement agency or private person on any analysis,
75 comparison, or identification in any indictable criminal action
76 against him, whether or not such findings are to be used in evidence,
77 at least three days prior to the date of trial.

78 11. By striking lines 70 through 74, inclusive.

79 12. Lines 88 and 102, by striking the words "proper law-enforcement
80 officers" and inserting in lieu thereof the words "city, town, or
81 state law enforcement agency or county sheriff".

82 13. By changing the cross references to sections in lines 87, 101,
83 138 and 139, 156, 196 and 206 from "ten (10)" to "twelve (12)".

84 14. By inserting in line 148 after the period the following
85 sentence:

86 "If the autopsy is to be performed by the state medical
87 examiner, he may require that the body be immediately transported
88 to the university of Iowa college of medicine for such purpose."

President pro tempore Lange took the chair at 10:30 a.m.

Senator Mowry offered the following amendment to the amend-
ment by Senators Mowry, Gaudineer and Clarke and moved its
adoption:

Amend the Clarke, et al., amendment to the House amend-
ment to Senate File 585 by striking lines 71 through 77, in-
clusive and by inserting in lieu thereof the following:

"Sec. 4. The county attorney shall give the accused
person, or his attorney, after an indictment or county at-
torney's information has been returned, a copy of each report
of the findings of the criminalistics laboratory conducted in
the investigation of the indictable criminal charge against
him at the time of arraignment, or if such report is received
after arraignment, upon receipt, whether or not such findings
are to be used in evidence against him. If such report is
not given to the accused or his attorney at least four days
prior to trial, such fact shall be grounds for a continuance."

The amendment to the amendment was adopted.

Senator Clarke offered the following amendment to the amendment and moved its adoption :

Amend the Clarke, et al., amendment to the House amendment to Senate File 585, filed March 12, 1970, as follows:

1. Line 21, by striking the word "shall".
2. Line 79, by inserting after the figure "88" the word and figure "and 89,".

The amendment to the amendment was adopted.

Senator Glenn offered the following amendment to the amendment by Senators Glenn and Gaudineer and moved its adoption :

Amend the Clarke, et al., amendment to the House amendment to Senate File 585 as follows:

1. By inserting in line 55 after the word "trial" the words, "on behalf of the state".
2. By striking in lines 55, 56, and 57 the words, " , if such accused has evidence to controvert the findings of the criminalistics laboratory,".

The amendment to the amendment was adopted.

On motion of Senator Gaudineer, the Clarke, et al., amendment as amended was adopted.

On motion of Senator Gaudineer, the Senate concurred in the House amendment as amended.

Senator Gaudineer moved that the bill as amended by the House, further amended and concurred in by the Senate, be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 585) the vote was:

Ayes, 45:

Anderson	DeKoster	Kosek	Rabedeaux
Arbuckle	Doderer	Kyhl	Reichardt
Balloun	Erskine	Lange	Rigler
Bass	Frommelt	Lucken	Schaben
Bortell	Gaudineer	Mogged	Shirley
Briles	Gilley	Mowry	Smith
Clarke	Glenn	O'Malley	Stephens
Coleman	Griffin	Orr	Sullivan
Conklin	Hill	Palmer	Thordsen
Curran	Keith	Potgeter	Van Gilst
Davis	Klink	Potter	Walsh
DeHart			

Nays, none.

Absent or not voting, 16:

Brownlee	Frey	Laverty	Messerly
Denman	Hougen	Leonard	Neu
Dodds	Lamborn	McGill	Nicholson

Ollenburg Parker Shaif Weimer

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

SENATE FILE WITHDRAWN

Senator Arbuckle asked and received unanimous consent that **Senate File 1123** be withdrawn from further consideration of the Senate.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up out of order House File 491.

House File 491

On motion of Senator Keith, House File 491, a bill for an act to authorize the establishment of rural water districts, to prescribe the procedure therefor, and relating to the purpose and manner of operation of such districts, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Keith offered the following amendment:

- 1 Amend House File 491, as amended and passed by the House, as
- 2 follows:

Division 1.

- 3 1. Page 6, by inserting at the end of line 7 the word "or".
- 4 2. Page 6, by striking from line 8 the words ", or by eminent
- 5 domain proceedings,".

Division 2.

- 6 3. Page 6, by inserting at the end of line 10 the words ", to
- 7 acquire easements for water lines by condemnation proceedings,".

Senator Bortell offered the following amendment to the amendment and moved its adoption:

Amend the Keith amendment, filed February 26, 1970, to House File 491, by adding in line 7 after the word "lines" the following: "and reservoirs".

Division was called for.

The amendment to the amendment was adopted.

Senator Coleman called for a division of the amendment as amended, sections 1 and 2 to be considered as division 1, and section 3, as division 2.

On motion of Senator Keith, division 1 of the amendment was adopted.

Senator Keith moved the adoption of division 2 of the amendment as amended.

Division was called for.

Division 2 of the amendment as amended was adopted.

Senator Coleman offered the following amendment and moved its adoption:

Amend House File 491, as amended and passed by the House, by adding on page 6 after the period in line 12 the following sentence: "Condemnation proceedings shall not apply to existing wells, ponds or reservoirs."

The amendment was adopted.

Senator Lucken offered the following amendment and moved its adoption:

Amend House File 491, as amended and passed by the House, page 3, line 20, by inserting after the word "is", the word "reasonably".

The amendment was adopted.

Senator Keith moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 491) the vote was:

Ayes, 32:

Arbuckle	Doderer	Lucken	Rabedeaux
Bass	Erskine	Mogged	Schaben
Bortell	Gilley	Mowry	Shaff
Briles	Keith	Nicholson	Shirley
Coleman	Klink	Ollenburg	Smith
Conklin	Kosek	O'Malley	Stephens
Davis	Kyhl	Parker	Thordsen
DeKoster	Lange	Potter	Van Gilst

Nays, 14:

Balloun	Gaudineer	Palmer	Rigler
Curran	Glenn	Potgeter	Sullivan
DeHart	Hill	Reichardt	Walsh
Frommelt	Orr		

Voting present, 2:

Anderson	Hougen
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Absent or not voting, 13:

Brownlee	Frey	Laverty	Messerly
Clarke	Griffin	Leonard	Neu
Denman	Lamborn	McGill	Weimer
Dodds			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Keith moved that the vote by which **House File 491** passed the Senate be reconsidered and the motion to reconsider be laid on the table.

Roll call was requested.

On the question "Shall the motion to reconsider be laid on the table?" (H.F. 491) the vote was:

Ayes, 23:

Bortell	Keith	Mogged	Rabedeaux
Briles	Klink	Mowry	Rigler
Conklin	Kosek	Nicholson	Smith
DeKoster	Kyhl	Ollenburg	Stephens
Erskine	Lange	Parker	Thordsen
Gilley	Lucken	Potter	

Nays, 23:

Anderson	DeHart	Messerly	Schaben
Balloun	Doderer	O'Malley	Shirley
Bass	Frommelt	Orr	Sullivan
Coleman	Gaudineer	Palmer	Van Gilst
Curran	Glenn	Potgeter	Walsh
Davis	Hill	Reichardt	

Absent or not voting, 15:

Arbuckle	Dodds	Lamborn	Neu
Brownlee	Frey	Laverty	Shaff
Clarke	Griffin	Leonard	Weimer
Denman	Hougen	McGill	

The motion lost.

Senator Stephens asked and received unanimous consent that **Senate File 372** be withdrawn from further consideration of the Senate.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate File 585 passed the Senate.

MINNETTE DODERER

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the conference committee report and the amendments contained therein and passed:

Senate File 628, a bill for an act to establish definition and standards for frozen desserts.

Also: That the House has receded from its amendment to and passed the following bill in which the concurrence of the House was asked:

House File 163, a bill for an act relating to administrative rules of departments of the state.

Also: That the House has concurred in Senate amendment to and passed the following bill in which the concurrence of the House was asked:
House File 231, a bill for an act relating to the licensing of insurance agents in Iowa.

WILLIAM R. KENDRICK, Chief Clerk

BILLS ASSIGNED TO COMMITTEE

President Jepsen announced the assignment of the following bills to committee:

S. F. 1290 Schools
S.C.R. 117 Social services
S.C.R. 118 Social services
H. F. 179 Schools
H. F. 645 Judiciary
H. F. 743 Commerce
H. F. 780 Conservation and recreation
H. F. 1018 Ways and means
H. F. 1159 Agriculture
H. F. 1171 State government
H. F. 1307 Judiciary

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on March 12, 1970, the Governor had approved and transmitted to the Secretary of State the following bill:

S. F. 1055—To provide a relocation advisory assistance program and relocation payments to persons displaced by highway projects.

INTRODUCTION OF BILLS

Senate File 1289, by committee on county government, a bill for an act authorizing counties to cooperate with federal programs.

Read first time and **placed on calendar**.

Senate File 1290, by Senator Anderson, a bill for an act relating to the powers of the boards of directors of school corporations.

Read first time and **passed on file**.

SENATE CONCURRENT RESOLUTION 117

By Sullivan, Gilley, Nicholson, Conklin, Smith, Bass and Balloun

Whereas, many of Iowa's elderly citizens who are Old Age Assistance recipients, and other aged, chronically ill, and infirm citizens of the state must rely upon nursing homes, custodial homes, adult foster homes, board-

ing homes, or other institutions and establishments for food, shelter, and necessary care and treatment; and

Whereas, operators of some of Iowa's nursing and custodial homes have complained that the state's allowances for care of Old Age Assistance recipients in nursing and custodial homes are inadequate, and have indicated an intent not to admit additional welfare patients to their homes until such payments are increased, and there should be a thorough, objective review of this situation; and

Whereas, Iowa's existing nursing home laws should be reviewed and consideration given to possible changes which would place greater emphasis upon the quality of services provided to persons cared for in nursing and custodial homes, as opposed to physical features of such homes, and would adequately and properly define more than the two present levels of residential care, thus permitting more relationship between payment for residential care services and the extent and degree of services rendered; *Now, Therefore*,

Be It Resolved by the Senate, the House Concurring, That the Legislative Council be authorized to appoint a study committee in the manner provided by law to conduct a study of nursing homes, custodial homes, adult foster homes, boarding homes, and other such institutions and establishments which provide care and treatment to resident aged, chronically ill, and infirm persons, particularly Old Age Assistance recipients, the quality of the services provided therein, the adequacy of state payments for such services rendered to Old Age Assistance recipients, and such other associated areas as the study committee deems advisable.

Be It Further Resolved, That such study committee report its findings and recommendations to the Legislative Council, together with any proposed legislation necessary to implement its recommendations, prior to the convening of the First Session of the Sixty-fourth General Assembly.

SENATE CONCURRENT RESOLUTION 118

By Sullivan, Gilley, Nicholson, Conklin, Smith, Bass and Balloun

Whereas, the responsibilities of the State Department of Health and the Department of Social Services necessarily involves divisions or personnel of both of these departments in many of the same matters, each department often being concerned with somewhat different aspects of the same matter; and

Whereas, there is concern that in some instances the policies of these two departments reflect a lack of liaison, so that they are not in full accord regarding goals and priorities on matters of common concern to the two departments; *Now, Therefore*,

Be It Resolved by the Senate, the House Concurring, That the Legislative Council be authorized to appoint a study committee in the manner provided by law to conduct an in-depth study of the relationship between the State Department of Health and the Department of Social Services, and the possible need for more formalized liaison between the two departments, a redefinition of the respective responsibilities of the two departments, or other legislation, regarding the respective responsibilities and the division of authority between the two departments.

Be It Further Resolved, That a report of any findings and recommendations be submitted to the Legislative Council and the first session of the Sixty-fourth General Assembly, and that any recommendations arising

from such study be supported by suggested legislation to implement the recommendations.

Be It Further Resolved, That the Commissioner of Health and the Commissioner of Social Services shall, as soon as reasonably possible after the meeting of the heads of the major state departments which is required by section 28C.1 of the Code to be held during the first week of April, submit to the Legislative Council their assessment of the relationship between their respective departments, any mutual problems reflecting a lack of accord on goals and priorities encountered during the previous year, and the extent to which any such problems are believed to have been solved, or are believed likely to be solved, on the basis of agreements reached or action taken at the said meeting or otherwise.

REPORTS OF COMMITTEE

Senator Lucken submitted the following reports:

MR. PRESIDENT: Your committee on human and industrial relations, to which was referred **House File 251**, a bill for an act relating to sex discrimination in employment, housing, and public accommodations, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:***

Amend House File 251, as passed by the House, page 2, by striking lines 17 through 21, inclusive.

J. HENRY LUCKEN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on human and industrial relations, to which was referred **House File 1251**, a bill for an act relating to child labor, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

Amend House File 1251, as passed by the House and reprinted, page 3, lines 2 and 3, by striking the words "and for returning permits provided for in Section 11 of this Act".

J. HENRY LUCKEN, Chairman

Ordered passed on file.

*Denotes a unanimous committee vote.

AMENDMENTS FILED

- 1 Amend Senate File 1200, page 1, by inserting after line 24
- 2 a new subsection as follows:
- 3 "By striking from section ten (10) the sentence beginning
- 4 in line thirty-two (32) and ending in line thirty-three (33)".

CHESTER O. HOUGEN
WAYNE D. KEITH

- 1 Amend Senate File 1285 as follows:
- 2 1. Page 2, line 13, by inserting after the period the
- 3 following sentence:

4 "If grain is placed in storage and pledged to any
5 governmental agency as security for a loan of money, the
6 lender shall be considered a first purchaser and subject
7 to the provisions of this Act."

8 2. Page 6, line 8, by inserting after the comma the words
9 "then to pay the commissions due first purchasers as pro-
10 vided in this section,".

11 3. Page 6, by inserting after line 26 the following paragraph:

12 "If no application for refund of taxes collected by a
13 first purchaser is made as provided in section ten (10) of
14 this Act, the first purchaser shall be entitled to a
15 commission of three percent of the amount of unrefunded
16 taxes collected, as compensation for services in collecting
17 and remitting the tax. The secretary shall pay such
18 commissions as they become due without application by the
19 first purchaser."

20 4. Page 8, line 13, by inserting before the comma the
21 words "in any calendar year".

HUGH H. CLARKE

1 Amend House File 1222 as follows:

2 1. Page 1, by striking from lines 18 and 19 the words
3 "effective date of this Act" and inserting in lieu
4 thereof the words "December 31, 1969".

5 2. Page 2, by striking all of lines 18, 19 and 20 and
6 inserting in lieu thereof the words "the purchase or use of
7 newsprint and ink after December 31, 1969, by any person,
8 firm or corporation to be incorporated in or used in the
9 printing of any newspaper, free".

JAMES A. POTGETER

On motion of Senator Rigler, the Senate adjourned until 10:00
a.m., Monday, March 16, 1970.

JOURNAL OF THE SENATE

SIXTY-FOURTH DAY

SENATE CHAMBER,
DES MOINES, IOWA, MONDAY, MARCH 16, 1970.

The Senate met in regular session, President Jepsen presiding.

Prayer was offered by the Reverend Alvin Volle, pastor of the Peace Church, Elkader, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Friday, March 13, 1970, was approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Doderer for the day on request of Senator Frommelt.

PETITIONS

The following petitions were presented and placed on file.

By Senator Kyhl, from eight hundred thirty-two residents of Mitchell County opposing House File 1133, an act to legalize the proceedings by which their board of supervisors issued county public hospital bonds and levied taxes for the payment thereof in excess of the legal limit.

By Senator Weimer, from twenty-seven residents of Polk County and ninety-five residents of Warren County favoring a Sunday closing law for businesses.

DISTINGUISHED GUESTS

Senator Potgeter rose on a point of personal privilege and presented to the Senate the Honorable W. L. (Bill) Mooty, former Lieutenant Governor, former member of the House of Representatives from Grundy County during the Fifty-fourth, Fifty-fifth, Fifty-sixth and Fifty-seventh General Assemblies, and Speaker of the House during the Fifty-seventh General Assembly.

Senator Lavery rose on a point of personal privilege and presented to the Senate the Honorable Vera H. Shivvers, former member of the Senate from Marion County.

VISITORS

Thirty-six students from Belmond High School, Belmond, Iowa, accompanied by Mr. Gray.

A group of students and members of Douglas Herdsman 4-H from Villisca, Iowa, accompanied by Orville Fast, Duane Shearer and Cliff Rupp.

Twenty-four students and members of 4-H Club from Des Moines and Henry Counties.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Chair announced the special order of business for the consideration of House File 1294.

CONSIDERATION OF BILLS

House File 1294

On motion of Senator Lange, House File 1294, a bill for an act relating to the taxation of financial institutions, and the taxation of moneys and credits, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Lange offered the amendment filed by him on March 16, 1970, and called for a division of the amendment: sections 1 through 7 to be considered as division 1, and section 8 as division 2.

Division 1.

Amend House File 1294, as passed by the House, as follows:

1. Page 1, by inserting after line 3 the following new section one (1) and renumbering the remaining sections:

Chapter four hundred twenty-two (422), Code 1966, is hereby amended by inserting a new division composed of sections two (2) through eight (8), inclusive, of this Act.

2. Page 2, by striking lines 4 through 9, inclusive, and inserting in lieu thereof the following:

"file a return as prescribed by the director on or before the delinquency date. The provisions of this section shall become effective for all taxable years ending on or after January 1, 1970. For other than calendar year taxpayers, the tax due for the taxable year ending in 1970 shall be, for each month of the taxable year in 1970, one-twelfth of the tax which would be due if this section had been effective for the entire taxable year. As to fiscal years ending".

3. Page 2, line 22, by inserting after the word "be" the word "made".

4. Page 2, by striking from lines 23 and 24 the words "at the time of filing the franchise tax return with the department of revenue" and inserting in lieu thereof the words "and shall accompany the franchise tax return at the time of filing".

5. Page 2, line 29, by inserting after the word "paid" the word "quarterly".

6. Page 3, line 11, by inserting after the period the following:
"Financial institutions shall furnish all necessary information regarding business activity at the request of the director.

7. Page 3, line 13, by striking the words "state comptroller" and inserting in lieu thereof the words "treasurer of state".

Senator Ollenburg offered the following amendment to division 1 of the amendment:

Amend the Lange amendment to House File 1294, dated March 16, 1970, by striking all of part 6 of division 1.

Senator Rigler offered the following amendment to division 1 of the Lange amendment and moved its adoption:

Amend the Lange amendment, filed March 16, 1970, to House File 1294, line 27, by striking the words "regarding business activity" and inserting in lieu thereof "for this purpose".

The amendment to division 1 was adopted.

Senator Ollenburg asked and received unanimous consent to withdraw his amendment to division 1.

On motion of Senator Lange, division 1 of his amendment as amended was adopted.

Consideration of division 2 of the Lange amendment was temporarily deferred.

Senator Sullivan asked and received unanimous consent to withdraw the amendment filed by him on March 6, 1970, and found on page 784 of the Senate Journal.

Senator Lamborn offered the following amendment by Senators Lamborn, et al., and moved its adoption:

Amend House File 1294, as amended by the House, page 1, by striking lines 27 and 28 and inserting in lieu thereof the following words:

"exception that interest and dividends from federal securities shall not be subtracted and interest and dividends from evidences of indebtedness and securities of this state and its political subdivisions, exempt from federal income tax under the Internal Revenue Code of 1954 as amended, shall not be added."

The amendment was adopted.

Senator Davis asked and received unanimous consent to withdraw the amendment filed by him on March 12, 1970, and found on page 870 of the Senate Journal.

Senator Denman asked and received unanimous consent to with-

draw the amendment filed by Senators Denman, Doderer, et al., on March 4, 1970, and found on page 740 of the Senate Journal.

Senator Denman offered the following amendment filed by Senators Doderer, Denman, et al.:

Amend House File 1294, page 2, line 26, by striking the words "the state general fund" and inserting in lieu thereof the words "an income maintenance fund hereby established in the office of the treasurer of state, and is hereby appropriated to the department of social services for the administration of the bureau of income maintenance for old age assistance and shall be paid out on warrants by the state comptroller".

(Consideration of the Doderer, et al., amendment to House File 1294 pending at recess.)

On motion of Senator Rigler, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Jepsen presiding.

SPECIAL ORDER

Senator Rigler asked and received unanimous consent that **House File 1251** be made a special order of business for Wednesday, March 18, 1970, at 9:00 a.m.

SPECIAL ORDER OF BUSINESS CONTINUED

House File 1294

The Senate resumed consideration of House File 1294 and the Doderer, et al., amendment.

Senator Denman moved the adoption of the amendment and requested a roll call.

On the question "Shall the amendment be adopted?" (H.F. 1294) the vote was:

Rule 24 was invoked.

Ayes, 17:

Coleman	Glenn	O'Malley	Schaben
Denman	Hill	Orr	Shirley
Dodds	Lamborn	Palmer	Van Gilst
Frommelt	Nicholson	Reichardt	Weimer
Gaudineer			

Nays, 38:

Anderson	Bass	Clarke	Davis
Arbuckle	Bortell	Conklin	DeHart
Balloun	Brownlee	Curran	DeKoster

Erskine	Kyhl	Mowry	Rigler
Gilley	Lange	Neu	Shaff
Griffin	Laverty	Ollenburg	Smith
Hougen	Leonard	Potgeter	Stephens
Keith	Lucken	Potter	Sullivan
Klink	Messerly	Rabedeaux	Walsh
Kosek	Mogged		

Absent or not voting, 6:

Briles	Frey	Parker	Thordsen
Doderer	McGill		

The amendment lost.

Senator Glenn asked and received unanimous consent to withdraw the following amendment:

Amend House File 1294 as follows:

1. Page 2, line 32, by striking the word "Fifty" and inserting in lieu thereof the word "Forty".

2. Page 3, by inserting following line 16, the following new subsection:

"Ten percent of the total moneys received from the franchise tax shall be deposited in the state general fund."

Senator Reichardt offered the following amendment:

- 1 Amend House File 1294, as amended and passed by the House,
- 2 by inserting in page 4, line 26, after the word "individuals."
- 3 the following:
- 4 In addition, money actually loaned at interest during the
- 5 last preceding calendar year shall be listed, assessed, and
- 6 taxed to the institution in the same manner and at the same
- 7 rate as stocks of merchandise are taxed under section four
- 8 hundred twenty-eight point seventeen (428.17) of the Code.

Senator Reichardt offered the following amendment to the amendment and moved its adoption:

Amend the Reichardt amendment to House File 1294, filed March 9, 1970, and found on page 815 of the Senate Journal, as follows:

1. By inserting in line 4 after the comma the words "ten percent of".

2. By inserting in line 5 after the word "assessed" the words "at twenty-seven percent of actual value".

The amendment to the amendment lost.

Senator Reichardt moved to reconsider the vote by which the amendment to the amendment failed to pass the Senate.

The motion lost.

Senator Reichardt asked unanimous consent to withdraw his amendment filed on March 9, 1970.

The Senate resumed consideration of division 2 of the Lange amendment deferred during the morning session.

Division 2.

8. Page 5, by inserting after line 9 the following new section and renumbering the remaining section:

Chapter five hundred thirty-three point twenty-two (533.22), Code 1966, is hereby amended by adding the following:

"The moneys and credits tax on credit unions is hereby imposed at a rate of five mills on each dollar of legal and special reserves of every credit union, and shall be levied by the board of supervisors, and placed upon the tax list and collected by the county treasurer. The amount collected in each taxing district within a city or town shall be apportioned twenty percent to the county general fund, thirty percent to the city or town general fund, and fifty percent to the basic school tax equalization fund, and the amount collected in each taxing district outside of cities and towns shall be apportioned fifty percent to the county general fund and fifty percent to the basic school tax equalization fund. The moneys and credits tax shall be collected at the location of the credit union as shown in its articles of incorporation."

Senator Glenn offered the following amendment to division 2 of the amendment by Senators Glenn and Frommelt and moved its adoption:

Amend division 2 of the Lange amendment to House File 1294, page 2, by inserting in line 7 following the word "union," the words "except those invested in United States government securities,".

The amendment to division 2 of the amendment lost.

On motion of Senator Lange, division 2 of his amendment was adopted.

Senator Hill offered the following amendment and moved its adoption:

Amend House File 1294 as follows:

1. Page 2, line 24, by inserting before the period the words "and the total moneys received shall be deposited in the state general fund".
2. Page 2 by striking lines 25 through 35.
3. Page 3 by striking lines 1 through 16.
4. By renumbering the subsequent sections.

The amendment lost.

Senator Lange moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1294) the vote was:

Rule 24 was invoked.

Ayes, 48:

Anderson	DeKoster	Kyhl	Potgeter
Arbuckle	Dodds	Lamborn	Potter
Balloun	Erskine	Lange	Rabedeaux
Bass	Frommelt	Lavery	Reichardt
Bortell	Gilley	Leonard	Rigler
Briles	Glenn	Lucken	Shaff
Brownlee	Griffin	Messerly	Shirley
Clarke	Hill	Mowry	Smith
Conklin	Hougen	Neu	Stephens
Curran	Keith	Nicholson	Van Gilst
Davis	Klink	Orr	Walsh
DeHart	Kosek	Palmer	Weimer

Nays, 3:

Denman	Mogged	Sullivan
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Voting present, 3:

Coleman	Ollenburg	O'Malley
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Absent or not voting, 7:

Doderer	Gaudineer	Parker	Thordsen
Frey	McGill	Schaben	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1161, a bill for an act relating to the voting rights of county residents in annexation proceedings.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1163, a bill for an act relating to the use of flashing signal lights and stop arms by school buses in cities and towns.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1210, a bill for an act relating to water safety regulations.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1278, a bill for an act to legalize and validate the proceedings of the board of directors of the Mount Vernon Community School District.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1315, a bill for an act to legalize payment made for foster home care in Pottawattamie County.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1322, a bill for an act relating to the issuance of public warrants to cover deficiencies in a public fund.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1324, a bill for an act relating to authorizing an election for the city of Dayton, Iowa.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 665, a bill for an act relating to residency requirements for elections.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1163, a bill for an act relating to the marking and branding of livestock.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 665

Amend Senate File 665, as passed by the Senate, as follows:

1. By striking everything after the enacting clause and inserting in lieu thereof the following:

Section 1. For the purposes of any general election in which votes are to be cast for the office of president of the United States or electors for president, any resident of Iowa who has moved to another state shall be presumed to be and remain a resident of Iowa and a resident of the county and precinct of which he was a resident immediately preceding such move, until he meets the residence requirements for electors in the place to which he has moved; but such presumption shall not continue for more than one year after such move. However, if he is eligible to vote he shall be permitted to vote only for the offices of president and vice-president of the United States or electors for said offices. He shall vote by absentee ballot and shall make an application indicating that he is eligible only for a presidential and vice-presidential ballot. The secretary of state shall prescribe the form of application and ballot. The county auditor shall cause such applications and ballots to be printed and furnished.

Sec. 2. For the purposes of any general election or primary election in which votes are to be cast for any state or federal office, any resident of Iowa who has moved to a different county or precinct within the state shall be presumed to be and remain a resident of the county and precinct of which he was a resident immediately preceding such move, until he meets the residence requirements for electors in the place to which he has moved.

Sec. 3. For the purposes of any school election, any resident of Iowa who remains a resident of the same school district but who has moved to a different county or precinct shall be presumed to be and remain a resident of the county and precinct of which he was a resident immediately preceding such move, until he meets the residence requirements for electors in the place to which he has moved.

Sec. 4. For the purposes of any city or town election, any

resident of Iowa who remains a resident of the same city or town but who has moved to a different precinct shall be presumed to be and remain a resident of the precinct of which he was a resident immediately preceding such move, until he meets the residence requirements for electors in the place to which he has moved.

Sec. 5. For the purposes of any special election or other election which is not governed by sections one (1) through four (4), inclusive, of this Act, any resident of Iowa who remains a resident of the area or territory within which such election is conducted but who has moved to a different county or precinct shall be presumed to be and remain a resident of the county and precinct of which he was a resident immediately preceding such move, until he meets the residence requirements for electors in the place to which he has moved.

Sec. 6. The secretary of state shall prescribe reasonable rules and regulations for the administration and implementation of the election laws of this state. Chapter seventeen A (17A) of the Code shall apply to the rules. All public officials and election workers shall comply with and aid in the implementation of the rules.

Sec. 7. Section forty-three point thirty-two (43.32), Code 1966, is hereby amended by striking from line five (5) the words "one dollar" and inserting in lieu thereof the words "two dollars".

Sec. 8. Section forty-three point thirty-four (43.34), Code 1966, is hereby amended as follows:

1. By striking from line three (3) the word "candidates" and inserting in lieu thereof the word "voters".
2. By striking from lines three (3) and four (4) the words "for the different offices".

Sec. 9. Section forty-three point forty-four (43.44), Code 1966, is hereby amended by striking all of such section after the comma in line nine (9) and inserting in lieu thereof the following:

"such person shall sign an affidavit which shall be in substantially the following form:

CHANGE OF PARTY AFFILIATION

I do solemnly swear or affirm that I have in good faith changed my party affiliation to and desire to be a member of the party.

.....
 Signature of Voter

 Address

Approved:

.....
 Judge or Clerk of Election

If such person signs the affidavit, he shall be given a ballot of such political party and the clerks of the primary election shall change his enrollment of party affiliation accordingly."

Sec. 10. Section forty-three point fifty-nine (43.59), subsection two (2), Code 1966, is hereby amended by striking from line three (3) the word "forty" and inserting in lieu thereof the word "sixty-five".

Sec. 11. Section forty-three point seventy-three (43.73), Code 1966, is hereby amended by striking from line one (1) the word "forty-five" and inserting in lieu thereof the word "fifty-five".

Sec. 12. Section forty-three point one hundred one (43.101), subsection four (4), Code 1966, is hereby amended by striking from line three (3) the word "forty" and inserting in lieu thereof the word "sixty-five".

Sec. 13. Section forty-four point one (44.1), Code 1966, is hereby amended as follows:

- 1. By striking from line thirteen (13) the word "fifty" and inserting in lieu thereof the words "two hundred fifty".
- 2. By striking from line fourteen (14) the word "ten" and inserting in lieu thereof the word "twenty-five".

Sec. 14. Section forty-four point three (44.3), Code 1966, is hereby amended by adding at the end thereof the following new subsection:

"The name and address of each delegate or voter in attendance at a convention or caucus where a nomination is made for a state elective office."

Sec. 15. Section forty-seven point nineteen (47.19), Code 1966, is hereby repealed and the following enacted in lieu thereof:

"Each applicant for registration shall sign the following affidavit:

APPLICATION FOR REGISTRATION

I do solemnly swear or affirm that I am a resident of the precinct, ward or township, city or town of, county of, Iowa. I have been a resident of the state of Iowa for at least six months, of said county for at least sixty days, and of said precinct for at least ten days. I am lawfully eligible to vote in said state, county, and precinct.

I am affiliated with the party.

Being duly sworn, I will fully and truly answer all questions asked of me with regard to my name, place of residence, date and place of birth, qualifications as a voter, and my right to register and vote under the laws of this state.

I understand that any false statement in this declaration is a criminal offense punishable as provided by law.

.....
Signature of Voter
.....
Address"

Sec. 16. Section forty-seven point twenty (47.20), Code 1966, is hereby amended by striking from lines one (1) and two (2) the words "administration of said oath" and inserting in lieu thereof the words "signing of the affidavit".

Sec. 17. Section forty-seven point thirty-three (47.33), subsection five (5), Code 1966, is hereby amended by striking from line one (1) the words "freeholder who is a".

Sec. 18. Section forty-seven point thirty-four (47.34), Code 1966, is hereby amended by striking from lines three (3) and four (4) the word "freeholder" and inserting in lieu thereof the words "registered voter".

Sec. 19. Section forty-eight point eleven (48.11), Code

1966, is hereby amended as follows:

1. By striking from line fourteen (14) the words "oath or".

2. By striking lines fifteen (15) through eighteen (18), inclusive, and inserting in lieu thereof the following:

"APPLICATION FOR REGISTRATION

I do solemnly swear or affirm that I am a resident of the precinct, ward or township, city or town of, county of, Iowa.

I have been a resident of the state of Iowa for at least six months, of said county for at least sixty days, and of said precinct for at least ten days. I am lawfully eligible to vote in said state, county, and precinct.

I am affiliated with the party.

Being duly sworn, I will fully and truly answer all questions asked of me with regard to my name, place of residence, date and place of birth, qualifications as a voter, and my right to register and vote under the laws of this state.

I understand that any false statement in this declaration is a criminal offense punishable as provided by law.

.....
Signature of Voter

.....
Address"

Sec. 20. Section forty-eight point fifteen (48.15), Code 1966, is hereby amended by striking lines four (4) through eight (8), inclusive, and inserting in lieu thereof the following:

"registration. The commissioner of registration shall immediately give five days notice of a hearing by registered or certified mail to the challenger and the person challenged. If the person challenged fails to appear, his name shall be removed from the registration list. However, if the person challenged notifies the commissioner prior to the date set for the hearing that he is unable to appear on the date specified, the commissioner may reschedule the hearing. At such hearing the commissioner shall hear such evidence as he deems to have probative value. The person challenged shall be required to sign an affidavit as provided in section nineteen (19) of this Act and may then be questioned concerning his voting residence and qualifications. In all cases the commissioner shall decide the".

Sec. 21. Section forty-eight point twenty-one (48.21), Code 1966, is hereby amended by striking lines one (1) through nineteen (19), inclusive, and inserting in lieu thereof the following:

"In municipalities having permanent registration for elections, before any person desiring to vote receives a ballot from the judge or is permitted to enter the voting machine, he shall sign a voter's declaration of eligibility as provided in section forty-nine point seventy-seven (49.77) of the Code as amended by section twenty-nine (29) of this Act, except that the voter's declaration shall also include the following statement:

'I am lawfully registered in said precinct and county under the Iowa permanent registration law.'

The voter's declaration of eligibility shall constitute a certificate of registration for the purposes of this chapter."

Sec. 22. Section forty-eight point twenty-seven (48.27), Code 1966, is hereby repealed and the following enacted in lieu thereof:

"The commissioner of registration shall appoint at least six persons for each ten thousand inhabitants, or major fraction thereof, within his jurisdiction as mobile deputy registrars. An equal number of these appointees shall be appointed from lists supplied for that purpose from the county chairmen of the two political parties polling the highest vote in the jurisdiction in the last preceding general election. Said list of appointees as submitted to the commissioner of registration shall be made available to the party chairmen of the two parties receiving the highest votes at the preceding election for secretary of state. Mobile deputy registrars are authorized to secure registration of eligible voters anywhere in the jurisdiction of the commissioner of registration and shall make such reports of new registrations and changes as the commissioner of registration requests and shall take an oath of office administered by the commissioner of registration. Mobile deputy registrars shall be appointed before the first of August preceding any general election and the appointments shall expire when registration closes for that election. Mobile deputy registrars shall serve without compensation from any source. The commissioner of registration shall furnish to each mobile deputy registrar proper registration forms which shall be numbered and accounted for by the mobile deputy registrar to the commissioner of registration. There shall be provided on said form a space for the signature of the mobile deputy registrar who shall sign same and identify himself with appropriate identity papers or badge provided by the commissioner of registration in the presence of the voter and a copy of said voter registration form shall be given to the voter as a receipt of the fact that he is duly registered. The mobile deputy registrar shall be a person of known good character who has reached the age of majority and who is familiar with the registration laws of the state and shall be trained by the commissioner of registration in a manner he deems adequate. It shall be unlawful for any mobile deputy registrar or any registrar to refuse to register any eligible voter and any such refusal is a criminal offense punishable as provided by law. The mobile deputy registrar must be a resident of the county wherein he is appointed. It shall be the duty of the secretary of state to designate a suitable voter registration form for the purpose of this section. A list of the persons registered under this section shall be made available weekly to the county chairman of each of the two major political parties for the purpose of challenge."

Sec. 23. Section forty-nine point twenty (49.20), Code 1966, is hereby amended as follows:

1. By striking from line two (2) the words "one dollar" and inserting in lieu thereof the words "two dollars".

2. By striking from line four (4) the word "seven" and inserting in lieu thereof the word "ten".

Sec. 24. Section forty-nine point twenty-one (49.21), Code

1966, is hereby amended by adding at the end thereof the following new paragraphs:

"Upon the application of the county auditor or the township trustees, the authority which has control of any buildings or grounds supported by taxation under the laws of this state shall make available the necessary space therein for the purpose of holding elections, without charge for the use thereof.

Except as otherwise provided by law, the polling place in each precinct in the state shall be located in a central location if a building is available. However, first consideration shall be given to the use of public buildings supported by taxation."

Sec. 25. Section forty-nine point twenty-five (49.25), Code 1966, is hereby amended as follows:

1. By striking all of subsections one (1) and two (2).

2. By striking from subsection six (6), line two (2), the word "sixty" and inserting in lieu thereof the words "two hundred".

3. By consecutively renumbering the remaining subsections.

Sec. 26. Section forty-nine point twenty-seven (49.27), Code 1966, is hereby amended by striking from lines eleven (11) and twelve (12) the words "administer an oath to any person and to examine him under oath" and inserting in lieu thereof the words "require any person to sign an affidavit which shall be substantially in the form set out in section twenty-nine (29) of this Act and such judges may examine such person".

Sec. 27. Section forty-nine point sixty-eight (49.68), Code 1966, is hereby amended as follows:

1. By striking from line one (1) the words "attorney general" and inserting in lieu thereof the words "secretary of state with the approval of the attorney general".

2. By striking from lines three (3) and four (4) the words "and deliver such instructions to the secretary of state".

Sec. 28. Section forty-nine point seventy-three (49.73), Code 1966, is hereby amended as follows:

1. By striking from line three (3) the words "in the forenoon" and inserting in lieu thereof the words "a.m.".

2. By striking from line five (5) the words "in the forenoon" and inserting in lieu thereof the words "a.m.".

3. By striking from line nine (9) the words "in the evening." and inserting in lieu thereof the words "p.m.".

Sec. 29. Section forty-nine point seventy-seven (49.77), Code 1966, is hereby amended by striking all of such section after the word "name" in line five (5) and inserting in lieu thereof the following:

"and address to the judges, and shall sign a voter's declaration provided by the judges of the election, in substantially the following form:

VOTER'S DECLARATION OF ELIGIBILITY

I do solemnly swear or affirm that I am a resident of the precinct, ward or township, city or town of, county of, Iowa.
I have been a resident of the state of Iowa for at least six months, of said county for at least sixty days, and of said

precinct for at least ten days. I am lawfully eligible to vote in said precinct and county in the election to be held on, 19.... I have not voted and will not vote in any other precinct in said election.

(For primary election only:) I am affiliated with the party.

I understand that any false statement in this declaration is a criminal offense punishable as provided by law.

.....
Signature of Voter

.....
Address

Approved:

.....
Judge or Clerk of the Election

In precincts where the judges of the election are furnished computerized registration lists, the person desiring to vote, except a person legally blind, shall also provide some form of identification upon which the signature or mark of such person appears. If identification is established to the satisfaction of the judges of the election, the person may then be allowed to vote.

If the voter has no identification, his identity may be attested to by a judge of the election.

All voters' declarations may then be seen by the challengers of each political party, at the request of such challengers."

Sec. 30. Section forty-nine point seventy-eight (49.78), Code 1966, is hereby repealed and the following enacted in lieu thereof:

"In precincts where registration is required, if such name is found on the register of voters by the officer having charge thereof, the voter shall sign a voter's declaration as provided in sections forty-eight point twenty-one (48.21) and forty-nine point seventy-seven (49.77) of the Code and provided to the voters by the judges of the election. In precincts where the judges of the election are furnished with computerized voter registration lists, the person desiring to vote, except a person, legally blind, shall then provide some form of identification upon which the signature or mark of such person appears. If identification is established to the satisfaction of the judges of the election, the person may then be allowed to vote.

If the voter has no identification, his identity may be attested to by a judge of the election.

All voters' declarations may then be seen by the challengers of each political party, at the request of such challengers.

In precincts where chapter forty-eight (48) of the Code is applicable, if the name of the person desiring to vote is not found on the register of voters, his ballot shall not be received until he shall have complied with the law prescribing the manner and conditions of voting under sections forty-eight point eleven (48.11) and forty-eight point twelve (48.12) of the Code."

Sec. 31. Section forty-nine point eighty (49.80), Code

1966, is hereby amended by inserting in line three (3) after the comma the words "require such person to sign an affidavit as set forth in section twenty-nine (29) of this Act,".

Sec. 32. Section forty-nine point eighty-one (49.81), Code 1966, is hereby amended by striking lines seven (7) through seventeen (17), inclusive, and inserting in lieu thereof the following:

"the following affidavit and such person shall read and sign the same:

I do solemnly swear or affirm that I am a citizen of the United States, a resident of Iowa for six months, a resident of this county for sixty days, and a resident of this precinct for ten days next preceding this election, and that I am at least twenty-one years of age, and I have not voted in this election. I am lawfully eligible to vote in Iowa and in this county and precinct.

I understand that any false statement in this declaration is a criminal offense punishable as provided by law.

.....
Signature of Voter

.....
Address

If such person signs the affidavit and is examined by the judges concerning his qualifications, his vote shall then be received unless further challenged."

Sec. 33. Section forty-nine point eighty-six (49.86), Code 1966, is hereby amended by striking from lines three (3) and four (4) the words "retiring from within the guardrail" and inserting in lieu thereof the words "entering the voting booth".

Sec. 34. Section forty-nine point eighty-eight (49.88), Code 1966, is hereby repealed and the following enacted in lieu thereof:

"No more than one person shall be allowed to occupy any voting booth at any time. No person shall occupy such booth for more than three minutes to cast his ballot in precincts using voting machines, nor for more than three minutes in precincts using paper ballots. Nothing in this section shall prohibit assistance to voters under section forty-nine point ninety (49.90) of the Code."

Sec. 35. Section forty-nine point one hundred seventeen (49.117), Code 1966, is hereby amended by striking from line five (5) the words "fifty cents" and inserting in lieu thereof the words "two dollars".

Sec. 36. Chapter forty-nine (49), Code 1966, is hereby amended by adding thereto the following new sections:

1. "The courthouse of each county shall remain open on election day."

2. "It shall be the duty of the county auditor to conduct, not less than seven days before each primary and general election, a training course of not more than two hours for all election personnel. Such personnel shall include judges, clerks, special police, constables, and any other persons who will be employed in or around the polling places on election day."

3. "All election personnel attending such training course

shall be paid for attending such course for a period not to exceed two hours. The wages shall be two dollars per hour and payment for attendance shall be made at the time that payment is made for duties performed on election day."

4. "It shall be the duty of the secretary of state to provide a training manual and such additional materials as may be necessary to all county auditors for conducting the training course by April 15, 1971."

5. "It shall be the duty of each county auditor or city or town clerk to determine that all voting machines are operational and functioning properly and that all materials necessary for the conduct of the election are in his possession and are correct. Such auditor or city or town clerk shall verify such facts on the forms provided by the secretary of state and shall send such completed forms by registered mail to the secretary of state not less than forty-eight hours before the election."

Sec. 37. Section fifty-two point seventeen (52.17), Code 1966, is hereby amended as follows:

1. By striking from line six (6) the words "and at least three feet from the guardrail,"

2. By striking all of such section after the period in line seven (7).

Sec. 38. Section fifty-two point eighteen (52.18), Code 1966, is hereby amended as follows:

1. By striking from line three (3) the words "pass within the guardrail" and inserting in lieu thereof the words "enter the voting machine booth".

2. By striking from lines five (5) and six (6) the words "pass within the guardrail" and inserting in lieu thereof the words "enter the voting machine booth".

3. By striking from lines twelve (12) and thirteen (13) the words "one minute" and inserting in lieu thereof the words "three minutes".

Sec. 39. Section fifty-three point four (53.4), Code 1966, is hereby amended by inserting at the end thereof the following:

"It shall be the duty of such auditor or clerk to keep a list of all applications mailed. The list shall contain the name of the applicant, the serial number on the application so mailed, and the date on which such application was mailed."

Sec. 40. Section fifty-three point five (53.5), Code 1966, is hereby amended by adding at the end thereof the following:

"All applications for absentee ballots shall have a serial number affixed thereto."

Sec. 41. Section fifty-three point nine (53.9), Code 1966, is hereby amended by adding at the end thereof the following new paragraph:

"Before mailing such official ballot or ballots, the auditor or clerk shall record the number appearing on the ballot envelope."

Sec. 42. Section fifty-three point ten (53.10), Code 1966, is hereby amended by adding at the end thereof the following:

"The auditor shall record the name of the applicant, along

with the serial number appearing on the application and ballot envelope, prior to the time such application and ballot are mailed."

Sec. 43. Section fifty-three point eleven (53.11), Code 1966, is hereby amended by adding at the end thereof the following:

"Such officer shall record the numbers appearing on the application and ballot envelope along with the name of the qualified voter."

Sec. 44. Section fifty-three point twelve (53.12), Code 1966, is hereby amended by inserting in line seven (7) after the word "title," the words "a serial number corresponding to such number appearing on the application,".

Sec. 45. Section fifty-three point eighteen (53.18), Code 1966, is hereby amended by inserting in line two (2) after the word "once" the words "record the number appearing on the application and ballot envelope and time of receipt of such ballot and".

Sec. 46. Section fifty-three point twenty (53.20), Code 1966, is hereby amended by inserting in line three (3) after the word "once" the words "record the number appearing on the application and ballot envelope and the time of receipt of such ballot and".

Sec. 47. Section fifty-three point forty-five (53.45), Code 1966, is hereby amended by striking from line nine (9) the word and figure "March 15" and inserting in lieu thereof the words "February first".

Sec. 48. Section fifty-three point forty-nine (53.49), Code 1966, is hereby amended by adding the following new paragraph:

"However, citizens of the United States temporarily residing outside the territorial limits of the United States and the District of Columbia and their spouses and dependents when residing with or accompanying them shall be accorded the privilege of absentee voting in the same manner as members of the armed forces."

Sec. 49. Chapter fifty-three (53), Code 1966, is hereby amended by adding the following new sections:

1. "All applications for an absentee ballot and all ballot envelopes shall have a serial number affixed thereto. Such numbers shall be affixed in such manner and in such place as prescribed by the secretary of state. Such numbers shall be affixed when the applications and ballot envelopes are printed."

2. "It shall be the duty of each auditor or city or town clerk to keep on file, at all times, a list of all serial numbers appearing on the applications and ballot envelopes received by such auditor or city or town clerk. When such applications and ballot envelopes are mailed or delivered, such auditor or city or town clerk shall record the name of the absentee voter to whom such application and ballot envelope is mailed or delivered and the date of such mailing or delivery. The auditor or city or town clerk shall record the date of receipt of such application and ballot envelope.

Such lists shall be public records open to inspection as provided by law."

3. "It shall be unlawful for any employee of the state or any political subdivision thereof to solicit any application or request for application for an absentee ballot, or to administer an oath or take an affidavit in connection with any absentee ballot. However, any such employee may administer such oath and take such affidavit in connection with an absentee ballot which is cast by the voter in person in the office where such employee is employed in accordance with section fifty-three point eleven (53.11) of the Code. This section shall not apply to any elected official."

4. "Whenever used in this Act or in chapter fifty-three (53) of the Code, the words 'absentee ballot' include any ballot authorized by chapter fifty-three (53) of the Code."

Sec. 50. Chapter fifty-three (53), Code 1966, is hereby amended by adding thereto the following new section:

The county chairmen of the two political parties receiving the highest number of votes cast in the last general election for secretary of state may designate one person, each, to enter jointly, hospitals or nursing homes to vote those individuals desiring to vote who have entered the facility not more than five days prior to the date set for the election. The county chairmen shall notify the county auditor of the name and address of the person so designated, and the auditor shall deliver ballots and ballot envelopes to the persons so designated for which they shall sign a receipt and return all materials to the auditor.

The persons so designated shall assist persons confined in hospitals or nursing homes by providing ballots to the persons so confined and receiving voted ballots in sealed envelopes for delivery to the county auditor properly notarized. The persons so designated shall not influence any person to whom he delivers a ballot nor shall he know how such ballot is marked unless witnessed by both representatives.

Sec. 51. Section fifty-seven point one (57.1), Code 1966, is hereby amended by inserting in line five (5) after the word "office," the words "to the office of senator or representative in Congress,".

Sec. 52. Section fifty-nine point one (59.1), Code 1966, is hereby repealed and the following enacted in lieu thereof:

"The contestant for a seat in either branch of the general assembly shall, prior to twenty days before the first day of the next session, serve on the incumbent a statement of notice of contest which shall allege a fact or facts, believed true by the contestant which, if true, would alter the outcome of the election."

Sec. 53. Section sixty point one (60.1), Code 1966, is hereby amended by inserting in line three (3) after the word "electors" the words "or for the office of senator or representative in Congress".

Section sixty point one (60.1), Code 1966, is hereby further amended by striking from line six (6) the words "not interested,".

Sec. 54. Section sixty point six (60.6), Code 1966, is hereby amended as follows:

1. By striking from lines three (3) and four (4) the words "of presidential elector,".

2. By striking from line ten (10) the words "as an elector".

Sec. 55. Section three hundred sixty-three point twenty-one (363.21), Code 1966, is hereby repealed.

2. Amend the title by striking from lines nine (9) and ten (10) the words "the review and use of voters' lists;".

HOUSE MESSAGES CONSIDERED

House File 1161, a bill for an act relating to the voting rights of county residents in annexation proceedings.

Read first time and **passed on file**.

House File 1163, a bill for an act relating to the use of flashing signal lights and stop arms by school buses in cities and towns.

Read first time and **passed on file**.

House File 1210, a bill for an act relating to water safety regulations.

Read first time and **passed on file**.

House File 1278, a bill for an act to legalize and validate the proceedings of the board of directors of the Mount Vernon Community School District in the counties of Linn, Jones, and Johnson, State of Iowa, in connection with the purchase under a real estate installment purchase contract of certain real estate by said board of directors from Grace E. West and Gail West Hull and declaring the validity of said contract and that said contract shall constitute a valid and binding obligation of said school district.

Read first time and **passed on file**.

House File 1315, a bill for an act to legalize payment made for foster home care in Pottawatomie County.

Read first time and **passed on file**.

House File 1322, a bill for an act relating to the issuance of public warrants to cover deficiencies in a public fund.

Read first time and **passed on file**.

House File 1324, a bill for an act relating to authorizing an election for the city of Dayton, Iowa, on the proposition of continuing the management and control of certain municipal utilities in the boards of trustees.

Read first time and **passed on file**.

INTRODUCTION OF BILLS

Senate File 1291, by committee on schools, a bill for an act to establish a private school advisory committee.

Read first time and placed on calendar.

Senate File 1292, by committee on schools, a bill for an act relating to the attendance of school students residing in one school district in another school district for the purpose of taking courses not available to them in their private schools.

Read first time and placed on calendar.

Senate File 1293, by committee on schools, a bill for an act to provide auxiliary educational services to students attending non-public schools.

Read first time and placed on calendar.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on March 13, 1970, the Governor had approved and transmitted to the Secretary of State the following bills:

S. F. 253—Relating to shorthand court reporters.

S. F. 643—Relating to the registration of motor vehicles by a nonresident.

S. F. 1083—To revise, update, and correct certain sections of the Code of Iowa relating to schools, school corporations, and school elections.

S. F. 1139—Relating to the issuance of public bonds.

S. F. 1140—Relating to school bond taxes.

S. F. 1159—Relating to the maximum amounts authorized to be levied for principal and interest of bonded indebtedness of certain school corporations that have entered into leases with merged area school corporations.

S. F. 1179—Relating to distribution of trademarked articles.

S. F. 1180—Relating to unfair trade discrimination.

S. F. 1209—Relating to membership on the board of directors of economic development corporations.

H. F. 357—Relating to retirement benefits for municipal judges.

H. F. 663—To provide aid for historical purposes.

H. F. 687—Relating to eminent domain.

H. F. 1016—Relating to the transportation of agricultural and horticultural products and livestock.

H. F. 1111—Relating to the composition of representative districts located within Clinton County.

H. F. 1216—Relating to the licensing of dogs and their immunization against rabies.

A communication was received announcing that on March 16,

1970, the Governor had approved and transmitted to the Secretary of State the following bills:

- S. F. 87—To repeal the county option provisions of chapter one hundred twenty-three (123), Code 1966.
- S. F. 440—Relating to the granting of military service exemption benefits to dependents.
- S. F. 1031—Relating to probate inventories.
- S. F. 1058—Legalizing wills.
- S. F. 1120—Relating to the conveyance of land in Page County.
- S. F. 1136—Relating to information to be furnished property owners in negotiations for land for highway purposes.
- S. F. 1138—Relating to the protection of nongame birds.
- H. F. 615—Relating to liability of the state for claims incident to training, operation, or maintenance of the national guard while in "active state service".
- H. F. 1060—Providing an exemption from state income tax for active duty military service.
- H. F. 1088—Relating to the term of office of the president of the state fair board.

EXPLANATION OF VOTE

At the time the vote was taken on House File 1294, I was out of the Senate chamber due to a previous appointment with my doctor. Had I been present I would have voted "aye".

KENNETH PARKER

EXPLANATION OF VOTE

While I was absent from the Senate chamber the following bills were voted on: Senate File 585 and House File 491. Had I been present I would have voted "aye" on both bills.

ROBERT R. DODDS

EXPLANATION OF VOTE

I was called to the House of Representatives. Had I been in the Senate chamber, I would have voted "aye" on House File 1294.

JAMES F. SCHABEN

REPORT OF COMMITTEE

Senator Kyhl submitted the following report:

MR. PRESIDENT: Your committee on law enforcement, to which was referred **House File 97**, a bill for an act relating to employment of law enforcement personnel, begs leave to report it has had the same under consideration and recommends the same **do pass**.

VERNON H. KYHL, Chairman

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend Senate File 535 as follows:
- 2 1. Page 3, by striking lines 1 through 20, inclusive, and

3 inserting the following in lieu thereof:

4 "Sec. 9.

5 1. The coordinating board shall arrange for special and
6 joint educational services and personnel deemed essential for
7 or as required by the local school boards jointly or severally.

8 Special educational programs and services may include
9 programs for trainable retarded children, emotionally disturbed,
10 partially sighted, hard-of-hearing, exceptional, gifted and
11 speech handicapped children, and may provide special equipment,
12 facilities, and transportation for such pupils.

13 The coordinating board may also arrange for other special
14 educational services to serve two or more school districts, where
15 necessary, if those school districts do not justify full-time
16 service individually, or when the service can be rendered more
17 efficiently and economically by serving more than one district.

18 2. The coordinating board may provide for central purchasing,
19 data processing, and similar administrative service as required
20 and deemed desirable by and for the member school districts.

21 3. The coordinating board may provide for such facilities
22 necessary to administer its functions, but shall keep such expenses
23 at a minimum for economical purposes. It shall arrange for the
24 location of special instruction and personnel in local school
25 district facilities wherever possible, preferably in a school
26 where a substantial amount of the particular service is to be
27 rendered.

28 4. The coordinating board shall contract for all instruc-
29 tional service and employ all personnel. It shall, however,
30 utilize the services of local school superintendents or other
31 designated competent personnel as may be applicable for inter-
32 viewing and qualifying such personnel.

33 5. The coordinating board may employ an administrator
34 to perform its administrative functions as herein enumerated
35 and authorized by the coordinating board. The administrator
36 shall have administrative ability to perform these duties
37 economically, but no special educational experience or qualifica-
38 tions shall be required. Administrative training is desirable.

39 6. The member school districts shall cooperate with the
40 coordinating board in all instances and as requested by the
41 coordinating board.

42 7. The coordinating board may contract for any of the
43 services provided for herein with any school district or other
44 coordinating board or other agency or person able to perform the
45 service."

46 2. Page 3, by inserting in line 26 after the period the following
47 new sentence: "The approval of the department of public instruc-
48 tion shall not be required."

49 3. Page 3, by striking lines 34 and 35.

50 4. Page 4, by striking lines 1 through 8, inclusive, and
51 inserting the following in lieu thereof:

52 "The administrative budget shall be assessed to each separate
53 school district in the ratio that the average enrollment of a
54 member school district on September fifteenth of each year bears
55 to the total average enrollment of all pupils of the member
56 districts of the association of school boards. The costs of
57 the educational services shall be assessed to the participating
58 districts in the ratio that the number of pupils using each

- 59 particular educational or instructional service from each district
60 bears to the total enrollment in the particular educational or
61 instructional service.”
- 62 5. Page 4, line 14, by striking the figure “1969” and inserting
63 in lieu thereof the figure “1970”.
- 64 6. Page 4, line 32, by inserting after the word “distributed”
65 the words “or as otherwise provided by law”.
- 66 7. Page 7, line 6, by striking the word “state”.
- 67 8. Page 7, line 10, by striking the word “state”.
- 68 9. Page 7, line 13, by inserting after the figure “(285)” the
69 words “of the Code”.
- 70 10. Page 8, line 22, by striking the word “state”.
- 71 11. Page 11, line 16, by striking the word and figure “eighty-
72 four (84)” and inserting in lieu thereof the word and figure
73 “eighty-five (85)”.
- 74 12. Page 11, line 29, by inserting quotation marks after the
75 word “education”.
- 76 13. Page 17, line 7, by striking the words and figure “line
77 thirty-four (34)” and inserting in lieu thereof the words and
78 figures “lines thirty-four (34) and thirty-five (35)”.
- 79 14. Page 18, line 9, by inserting before the word “joint” the
80 word “the”.
- 81 15. Page 19, by striking lines 8 through 10, inclusive.
- 82 16. Page 19, line 34, by striking the word “state”.
- 83 17. Page 20, line 1, by striking the word “state”.
- 84 18. Page 20, line 7, by striking the word “first” and inserting
85 in lieu thereof the word “second”.
- 86 19. Page 20, by striking lines 12 through 16, inclusive.
- 87 20. Page 22, by striking lines 24 through 31, inclusive, and
88 inserting in lieu thereof the following:
- 89 “3. By striking lines nine (9) through thirteen (13),
90 inclusive, and inserting in lieu thereof the words ‘taxable
91 property in the area. The state board shall certify to each
92 school district the amount which each district owes.’”
- 93 21. Page 23, line 35, by inserting after the figure “(43.17)”
94 the words “of the Code”.
- 95 22. Page 25, line 15, by striking the word “state”.
- 96 23. Page 25, line 20, by striking the word “first” and inserting
97 in lieu thereof the figure “1”.
- 98 24. Page 26, by striking lines 16 through 30, inclusive, and
99 inserting the following in lieu thereof:
- 100 “(282.3), Code 1966, is hereby amended by striking from
101 lines eight (8) and nine (9) of subsection six (6) the words
102 ‘(or the county board of education)’.”
- 103 25. Page 29, line 27, by striking the word “state”.
- 104 26. Page 29, line 30, by striking the word “state”.
- 105 27. Page 29, line 34, by striking the word “state” and
106 inserting in lieu thereof the word “the”.
- 107 28. Page 30, line 5, by striking the word “state”.
- 108 29. Page 31, line 3, by striking the word “state”.
- 109 30. Page 31, by striking lines 7 through 13, inclusive.
- 110 31. Page 32, by striking lines 20, 21, and 22.
- 111 32. Page 32, line 32, by striking the word “state”.
- 112 33. Page 33, by striking lines 22 through 31, inclusive.
- 113 34. Page 34, by striking lines 12, 13, and 14, and inserting

- 114 in lieu thereof the following section and numbering as appropriate:
 115 "Sec. 140. Sections three hundred one point nineteen
 116 (301.19) and three hundred one point twenty (301.20), Code 1966,
 117 are hereby repealed."
 118 35. Renumber the sections as required.

CHESTER O. HOUGEN

- 1 Amend Senate File 1060 by striking from page 1, line 25,
 2 and from page 2, lines 1 through 5, inclusive, and inserting
 3 in lieu thereof the following section:
 4 This Act being deemed of immediate importance shall be
 5 in full force and effect from and after its final approval
 6 and publication in The Paullina Times, a newspaper published
 7 at Paullina, Iowa, and Waterloo Daily Courier, a newspaper
 8 published at Waterloo, Iowa.

MARVIN W. SMITH

- 1 Amend the House amendment to Senate File 1135, line 27, by
 2 striking the word "if" and inserting in lieu thereof the
 3 word "of".

GEORGE O'MALLEY

- 1 Amend House File 1251, as passed by the House and
 2 reprinted, as follows:
 3 1. Page 1, line 14, by striking the words "commissioner
 4 of labor" and inserting in lieu thereof the words "labor
 5 commissioner".
 6 2. Page 1, line 20, by striking the words "commissioner
 7 of labor" and inserting in lieu thereof the words "labor
 8 commissioner".
 9 3. Page 3, line 3, by striking the word and figure
 10 "Section 11" and inserting in lieu thereof the words and
 11 figure "section eleven (11)".
 12 4. Page 3, line 5, by striking the word and figure
 13 "Section 2" and inserting in lieu thereof the words and
 14 figure "section two (2)".
 15 5. Page 3, lines 18 and 19, by striking the words
 16 "commissioner of labor" and inserting in lieu thereof the
 17 words "labor commissioner".
 18 6. Page 4, line 25, by striking the word and figure
 19 "Section 22" and inserting in lieu thereof the words and
 20 figure "section twenty-two (22)".
 21 7. Page 8, line 2, by striking the word "state".
 22 8. Page 8, line 28, by striking the words "employment
 23 service" and inserting in lieu thereof the words "state
 24 employment service division".
 25 9. Page 9, line 31, by striking the words "employment
 26 service" and inserting in lieu thereof the words "state
 27 employment service division".
 28 10. Page 10, line 10, by striking the words "bureau of
 29 labor" and inserting in lieu thereof the words "labor
 30 commissioner".
 31 11. Page 10, line 12, by striking the words "of labor".
 32 12. Page 10, line 15, by striking the words "of labor".
 33 13. Page 10, line 17, by striking the words "commissioner
 34 of labor" and inserting in lieu thereof the words "labor

35 commissioner".

36 14. Page 10, lines 33 and 34, by striking the words
37 "commissioner of labor" and inserting in lieu thereof the
38 words "labor commissioner".

39 15. Page 11, line 3, by striking the words "bureau of
40 labor" and inserting in lieu thereof the words "labor
41 commissioner".

42 16. Page 13, line 14, by striking the words "commissioner
43 of labor" and inserting in lieu thereof the words "labor
44 commissioner".

45 17. Page 13, line 21, by striking the words "of labor".

W. R. RABEDEAUX

1 Amend House File 1251, as passed by the House and
2 reprinted, as follows:

3 1. Page 1, line 17, by striking the word "twelve" and
4 inserting in lieu thereof the word "ten".

5 2. Page 1, line 22, by striking the word "twelve" and
6 inserting in lieu thereof the word "ten".

W. R. RABEDEAUX

On motion of Senator Rigler, the Senate adjourned until 9:00
a.m., Tuesday, March 17, 1970.

JOURNAL OF THE SENATE

SIXTY-FOURTH DAY

SENATE CHAMBER,
DES MOINES, IOWA, TUESDAY, MARCH 17, 1970.

The Senate met in regular session, President pro tempore Lange presiding.

Prayer was offered by the Reverend Henry Nelson, pastor of the First Baptist Church, Cedar Falls, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Monday, March 16, 1970, was approved.

DISTINGUISHED GUEST

Senator DeHart rose on a point of personal privilege and presented to the Senate the Honorable Albert Steinberg, former member of the House of Representatives from Story County.

VISITORS

The Chair welcomed to the Senate the mother of Lieutenant Governor Jepsen, Mrs. Esther Johnson, who was present in the balcony with Mr. and Mrs. Stalberger and sons and Ruth Dunlop, all of Cedar Falls, Iowa.

President Jepsen welcomed to the Senate one student from Berg Junior High School, Newton, Iowa, Kathleen Hill, daughter of Senator Hill.

Twenty-one students from Oskaloosa Christian School, Oskaloosa, Iowa accompanied by their principal, Mr. Bouma, and their instructor, Mr. Starkenburg.

Fifty students from Woodside Junior High School, Saydel District, accompanied by Mrs. Mayrose and Mr. Holliday.

Fifty students from North Mahaska High School, New Sharon, Iowa, accompanied by Anita Seitsinger.

Twelve students of a work-study class from Carroll County, accompanied by their sponsor, "Gib" Johnson.

Twenty-nine students from Stratford High School, Stratford, Iowa, accompanied by Robert Hudson.

HOUSE AMENDMENT CONSIDERED

Senate File 1135

Senator Briles called up for consideration Senate File 1135, a bill for an act relating to the power of eminent domain, amended by the House as follows:

Amend Senate File 1135 by adding as a new section:

Chapter four hundred seventy-two (472), Code 1966, is amended by adding the following new section:

"Any utility or railroad subject to section four hundred seventy-four point ten (474.10), chapter four hundred ninety (490), or chapter four hundred ninety A (490A) of the Code, authorized by law to acquire property by condemnation that does acquire the property of any person who is displaced thereby after the effective date of this Act shall pay to such person in addition to all other sums of money required by law a displacement allowance in accordance with and in the same manner as provided for acquisition for highway projects in sections three (3) and four (4) and five (5) of Senate File 1055, Acts of the Sixty-third General Assembly, Second Session. In the application of said sections and this section the term 'commission' shall mean the Iowa state commerce commission. The displacement allowance shall be paid in the manner provided in that Act and pursuant to the rules and regulations promulgated by the commission. Any person aggrieved by a determination as to eligibility for a payment or the amount of such payment may, upon application, have the matter reviewed by the commission. The decision of the commission upon review shall be final as to all parties. Any utility subject to this Act that proposes to acquire the property of any person who will be displaced by such acquisition shall inform such person of his right to receive a displacement allowance and if his entitlement thereto or the amount thereof is in dispute, his right of appeal to the commission."

Senator Potgeter offered the following amendment to the House amendment by Senators Gaudineer and Potgeter and moved its adoption:

Amend the House amendment to Senate File 1135 as follows:

1. Lines 15 and 16 by striking the words "and this section" and inserting in lieu thereof "to utilities and railroads".
2. Line 24, by inserting after the word "utility" the words "or railroad".

The amendment to the amendment was adopted.

Senator O'Malley asked and received unanimous consent to withdraw the following amendment:

- 1 Amend the House amendment to Senate File 1135, line 27, by
- 2 striking the word "if" and inserting in lieu thereof the
- 3 word "of".

Senator Rigler offered the following amendment to the House amendment and moved its adoption:

Amend the House amendment to Senate File 1135, line 27, by inserting after the word "and" a comma.

The amendment to the amendment was adopted.

On motion of Senator Briles, the Senate concurred in the House amendment as amended.

Senator Briles moved that the bill as amended by the House, and further amended and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1135) the vote was:

Ayes, 55:

Anderson	Dodds	Lange	Potter
Arbuckle	Erskine	Laverty	Rabedeaux
Balloun	Frey	Leonard	Reichardt
Bass	Frommelt	Lucken	Rigler
Bortell	Gaudineer	Messerly	Schaben
Briles	Gilley	Mogged	Shirley
Brownlee	Glenn	Neu	Smith
Clarke	Griffin	Nicholson	Stephens
Coleman	Hougen	Ollenburg	Sullivan
Conklin	Keith	O'Malley	Thordsen
Davis	Klink	Orr	Van Gilst
DeHart	Kosek	Palmer	Walsh
DeKoster	Kyhl	Parker	Weimer
Denman	Lamborn	Potgeter	

Nays, none.

Absent or not voting, 6:

Curran	Hill	Mowry	Shaff
Doderer	McGill		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

MOTION TO RECONSIDER

Senator Erskine called up the following motion filed by him on March 11, 1970, and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which House File 1222 failed to pass the Senate.

Senator Glenn moved to defer the motion to reconsider.

Senator Glenn asked and received unanimous consent to withdraw his motion to defer.

Senator Erskine renewed his motion to reconsider.

Roll call was requested.

President Jepsen took the chair at 9:47 a.m.

On the question "Shall the motion to reconsider be adopted?" (H.F. 1222) the vote was:

Ayes, 33:

Anderson	DeHart	Lamborn	Ollenburg
Balloun	Erskine	Lange	Potgeter
Bass	Gilley	Laverty	Rigler
Bortell	Griffin	Leonard	Smith
Briles	Hougen	Lucken	Sullivan
Coleman	Klink	Mogged	Thordsen
Conklin	Kosek	Mowry	Van Gilst
Curran	Kyhl	Nicholson	Walsh
Davis			

Nays, 20:

Arbuckle	Frommelt	Neu	Schaben
Clarke	Gaudineer	O'Malley	Shaff
Denman	Glenn	Orr	Shirley
Dodds	Hill	Palmer	Stephens
Doderer	Messerly	Reichardt	Weimer

Voting present, 3:

Brownlee	Frey	Rabedeaux
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Absent or not voting, 5:

DeKoster	McGill	Parker	Potter
Keith			

The motion to reconsider prevailed.

Senator Erskine moved to reconsider the vote by which House File 1222 went to last reading, which motion prevailed.

CONSIDERATION OF BILLS

House File 1222

On motion of Senator Potgeter, House File 1222, a bill for an act relating to the sales and use tax on newsprint and ink and to exempt the sales, publishing, and printing of all newspapers and shoppers' guides therefrom, was taken up for further consideration.

Senator Potgeter asked and received unanimous consent to withdraw the amendment filed by him on March 13, 1970, and found on page 881 of the Senate Journal.

Senator Potgeter moved to reconsider the vote by which the amendment by Senator Shaff was adopted by the Senate, which motion prevailed.

Senator Shaff offered the following amendment for reconsideration:

Amend House File 1222 as follows:

1. By striking all of section 4 on page 2 and renumbering the remaining section.

2. Page 2, by striking lines 25, 26, and 27 and inserting in lieu thereof the following:

"Sec. 4. This Act being deemed of immediate importance shall be in full force and effect and shall be retroactive to January 1, 1970, from and after publication in The Des Moines Register, a newspaper pub-".

Senator Potgeter moved the adoption of the amendment.

Division was called for.

The amendment lost.

Senator Potgeter moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1222) the vote was:

Ayes, 36:

Anderson	DeKoster	Kyhl	Parker
Balloun	Erskine	Lange	Potgeter
Bass	Frey	Laverty	Potter
Bortell	Gilley	Leonard	Rigler
Briles	Griffin	Lucken	Smith
Coleman	Hougen	Mogged	Sullivan
Curran	Keith	Mowry	Thordsen
Davis	Klink	Nicholson	Van Gilst
DeHart	Kosek	Ollenburg	Walsh

Nays, 19:

Arbuckle	Frommelt	Neu	Schaben
Conklin	Gaudineer	O'Malley	Shaff
Denman	Glenn	Orr	Shirley
Dodds	Hill	Palmer	Weimer
Doderer	Messerly	Reichardt	

Voting present, 2:

Brownlee	Rabedeaux
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Absent or not voting, 4:

Clarke	Lamborn	McGill	Stephens
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Mogged, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully re-

ports that it has examined and finds correctly enrolled: Senate File 1063; House Files 91, 609, 1137, 1154, 1156 and 1176.

CHARLES G. MOGGED
Chairman, Senate Committee
ELIZABETH SHAW
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: Senate File 1063; House Files 91, 609, 1137, 1154, 1156 and 1176.

BILL SENT TO THE GOVERNOR

Senator Mogged, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 17th day of March, 1970, sent to the Governor for his approval: Senate File 1063.

CHARLES G. MOGGED, Chairman

Passed on file.

UNFINISHED BUSINESS

House File 589

On motion of Senator Shaff, House File 589, a bill for an act relating to county ambulance service, was taken up for further consideration.

Senator Frommelt offered the following amendment and moved its adoption:

Amend House File 589, as passed by the House, page 1, by adding after line 12 the following new paragraph:

"If a county provides ambulance service pursuant to this Act, such service shall be countywide and any city or town within such county shall not thereafter provide ambulance service pursuant to section three hundred sixty-eight point seventy-four (368.74) of the Code. The county may contract for such services with different persons, firms or corporations in different parts of the county."

Senator O'Malley took the chair at 10:45 a.m.

The amendment lost.

Senator Frommelt offered the following amendment:

1 Amend House File 589, as passed by the House,

2 page 1, by adding after line 12 the following new
 3 paragraph:
 4 "If a county shall provide ambulance service, it
 5 shall first ascertain what cities and towns in such
 6 county also provide ambulance service pursuant to
 7 section three hundred sixty-eight point seventy-four
 8 (368.74) of the Code. The county shall then coordinate
 9 its services with that provided by any such city or
 10 town in order to eliminate duplication and to make
 11 the ambulance service provided by the county and such
 12 cities and towns as economical as possible."

Senator Frommelt offered the following amendment to the amend-
 ment and moved its adoption:

Amend the Frommelt amendment to House File 589,
 filed March 9, 1970, line 4 by inserting after the
 word "county" the words "with a population in excess
 of fifty thousand (50,000)".

The amendment to the amendment lost.

On motion of Senator Frommelt, the amendment was adopted.

Senator Shirley offered the following amendment by Senators
 Shirley and Briles:

Amend House File 589 by adding after section 1 the
 following new section:

"Sec. 2. Chapter two hundred ninety-three (293), Acts
 of the Sixty-second General Assembly, amending section three
 hundred thirty-two point three (332.3), Code 1966, is hereby
 amended by adding the following new paragraph at the end of
 section one (1) thereof:

'The board of supervisors of each county, or the boards
 of supervisors of counties having entered into an agreement
 pursuant to chapter twenty-eight E (28E) of the Code to
 jointly provide ambulance service, may create an ambulance
 service expense fund and may levy annually a rate of tax not
 exceeding three-fourths of one mill. Revenues received from
 such levy shall be deposited in the ambulance service expense
 fund and used to provide ambulance services as herein provided.
 Any charges or fees collected from the user of the ambulance
 service shall be deposited in the ambulance service expense
 fund.'

Senator Shirley moved the adoption of the amendment.

Division was called for.

The amendment lost.

Senator Lucken offered the following amendment by Senators
 Lucken and Anderson and moved its adoption:

Amend House File 589 by adding at the end the following
 new section:

"Chapter five hundred fifteen (515), Code 1966, is amended by adding the following new section as follows:

Any third party payor making payment for ambulance service shall make such payment either jointly to the person on whose behalf the payment is made and to the person or organization providing such ambulance service, or directly to the person or organization providing such ambulance service."

The amendment was adopted.

Senator Lucken asked and received unanimous consent to withdraw the amendment filed by him on March 9, 1970, and found on page 815 of the Senate Journal.

Senator Shaff moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 589) the vote was:

Ayes, 53:

Anderson	Frey	Leonard	Rabedeaux
Arbuckle	Frommelt	Lucken	Reichardt
Bass	Gaudineer	Mogged	Rigler
Bortell	Gilley	Mowry	Schaben
Briles	Glenn	Neu	Shaff
Brownlee	Griffin	Nicholson	Shirley
Clarke	Hill	Ollenburg	Smith
Curran	Keith	O'Malley	Stephens
Davis	Klink	Orr	Sullivan
DeHart	Kosek	Palmer	Thordsen
DeKoster	Kyhl	Parker	Van Gilst
Denman	Lange	Potgeter	Walsh
Doderer	Laverty	Potter	Weimer
Erskine			

Nays, 6:

Balloun	Conklin	Hougen	Messerly
Coleman	Dodds		

Absent or not voting, 2:

Lamborn	McGill
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

SENATE FILE WITHDRAWN

Senator Shaff asked and received unanimous consent that **Senate File 1051** be withdrawn from further consideration of the Senate.

SPECIAL GUESTS

Senator Rigler rose on a point of personal privilege and presented to the Senate the following officials from the Kitchens of Sara Lee, Deerfield, Illinois: James A. Schlindwein, Chairman of the

Board; Jerry Boyle, President; Arthur Vyse, Vice President in charge of personnel; and Glen Tranter, Vice President in charge of operations. President Jepsen welcomed these officials and their industry to the State of Iowa.

MOTION TO RECONSIDER

Senator Van Gilst called up the following motion filed by him on March 5, 1970:

MR. PRESIDENT: I move that the vote by which Senate File 1147 failed to pass the Senate be reconsidered.

On motion of Senator Rigler, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President pro tempore Lange presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1314, a bill for an act to legalize payment made for foster home care in Woodbury County.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1334, a bill for an act relating to computation of interest and penalties on income tax.

WILLIAM R. KENDRICK, Chief Clerk

MOTION TO RECONSIDER

Senator Van Gilst renewed his motion to reconsider the vote by which Senate File 1147, a bill for an act relating to damages suffered by persons who enter real property with intent to commit a crime, failed to pass the Senate.

Roll call was requested.

On the question "Shall the motion to reconsider be adopted?" (S.F. 1147) the vote was:

Ayes, 26:

Anderson	Erskine	Lucken	Rabedeaux
Arbuckle	Gilley	Messerly	Rigler
Balloun	Hougen	Mowry	Smith
Bass	Keith	Nicholson	Stephens
Bortell	Klink	Parker	Thordsen
Briles	Kyhl	Potter	Van Gilst
Conklin	Lamborn		

Nays, 31:

Brownlee	Dodds	Kosek	Potgeter
Clarke	Doderer	Lange	Schaben
Coleman	Frey	Laverty	Shaff
Curran	Frommelt	Leonard	Shirley
Davis	Gaudineer	Mogged	Sullivan
DeHart	Glenn	Neu	Walsh
DeKoster	Griffin	O'Malley	Weimer
Denman	Hill	Palmer	

Absent or not voting, 4:

McGill	Ollenburg	Orr	Reichardt
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The motion lost.

CONSIDERATION OF BILLS**House File 409**

On motion of Senator Frommelt, House File 409, a bill for an act relating to public employee credit unions, with report of committee recommending passage, was taken up, considered, and the report of committee adopted.

Senator Frommelt moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 409) the vote was:

Ayes, 37:

Anderson	Dodds	Keith	Palmer
Arbuckle	Doderer	Klink	Potgeter
Bortell	Erskine	Kosek	Potter
Briles	Frey	Laverty	Rabedeaux
Brownlee	Frommelt	Messerly	Shaff
Clarke	Gaudineer	Mogged	Shirley
Coleman	Glenn	Neu	Van Gilst
DeHart	Griffin	O'Malley	Walsh
DeKoster	Hougen	Orr	Weimer
Denman			

Nays, 15:

Balloun	Gilley	Mowry	Smith
Bass	Kyhl	Nicholson	Stephens
Conklin	Lange	Parker	Sullivan
Curran	Lucken	Rigler	

Voting present, 1:

Thordsen

Absent or not voting, 8:

Davis	Lamborn	McGill	Reichardt
Hill	Leonard	Ollenburg	Schaben

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

House File 788

On motion of Senator Frommelt, House File 788, a bill for an act to establish a special employment security contingency fund consisting of interest and penalties collected on delinquent employment security contributions and reports, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator DeKoster offered the following amendment and moved its adoption:

Amend House File 788, page 2, by striking the sentence beginning in line 8 and ending in line 12.

The amendment was adopted.

Senator Frommelt moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 788) the vote was:

Ayes, 39:

Anderson	Denman	Lamborn	Rigler
Arbuckle	Dodds	Lavery	Schaben
Bortell	Doderer	Mowry	Shaff
Briles	Frommelt	Neu	Shirley
Brownlee	Gaudineer	O'Malley	Smith
Clarke	Glenn	Orr	Stephens
Coleman	Griffin	Palmer	Van Gilst
Curran	Hougen	Potgeter	Walsh
DeHart	Keith	Potter	Weimer
DeKoster	Kosek	Reichardt	

Nays, 11:

Balloun	Frey	Lange	Nicholson
Bass	Gilley	Messerly	Sullivan
Conklin	Kyhl	Mogged	

Voting present, 1:

Lucken

Absent or not voting, 10:

Davis	Klink	Ollenburg	Rabedeaux
Erskine	Leonard	Parker	Thordsen
Hill	McGill		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 571

On motion of Senator Kosek, Senate File 571, a bill for an act to make all employees of county welfare departments employees of the Iowa department of social services and to insure that such employees are entitled to the same fringe benefits as employees of the Iowa department of social services, with report of committee rec-

ommending amendment and passage, was taken up, considered, and the report of the committee adopted.

SENATE FILE DEFERRED

Senator Kosek asked and received unanimous consent that further action on **Senate File 571** be deferred and that the bill be placed on the calendar under unfinished business.

CONSIDERATION OF BILLS

Senate File 1200

On motion of Senator Keith, Senate File 1200, a bill for an act relating to the movement of oversized mobile homes, was taken up for further consideration.

Senator Hougen asked and received unanimous consent to withdraw the following amendment:

Amend Senate File 1200, page 1, by inserting after line 24 a new subsection as follows:

"By striking from section ten (10) the sentence beginning in line thirty-two (32) and ending in line thirty-three (33)".

Senator Keith moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1200) the vote was:

Ayes, 37:

Anderson	Davis	Klink	Parker
Arbuckle	Dodds	Kyhl	Rabedeaux
Balloun	Frey	Lamborn	Schaben
Bass	Frommelt	Lange	Shaff
Bortell	Gilley	Laverty	Shirley
Briles	Glenn	Leonard	Smith
Brownlee	Griffin	Lucken	Stephens
Clarke	Hougen	Nicholson	Van Gilst
Coleman	Keith	O'Malley	Walsh
Curran			

Nays, 15:

Conklin	Gaudineer	Orr	Sullivan
DeKoster	Hill	Palmer	Thordsen
Doderer	Mowry	Potgeter	Weimer
Erskine	Neu	Potter	

Absent or not voting, 9:

DeHart	McGill	Mogged	Reichardt
Denman	Messerly	Ollenburg	Rigler
Kosek			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order Senate File 1124.

Senate File 1124

On motion of Senator Mowry, Senate File 1124, a bill for an act to provide for variance from employment safety rules, regulations or standards, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Lucken offered the following committee amendment:

Division 1.

Amend Senate File 1124 as follows:

1. Page 1, line 7, by striking the word "Upon" and inserting in lieu thereof the following:

"In the event that employment safety rules, regulations and standards create a hardship and upon".

Division 2.

2. Page 1, line 11, by inserting after the word "commission" the following:

"only when it is demonstrated to the satisfaction of the commission that equivalent protection is afforded."

Senator Glenn called for a division of the amendment.

On motion of Senator Gaudineer, division 1 of the amendment was adopted.

On motion of Senator Mowry, division 2 of the amendment was adopted.

On the question "Shall the bill pass?" (S.F. 1124) the vote was:

Rule 24 was invoked.

Ayes, 40:

Anderson	DeKoster	Lamborn	Potgeter
Arbuckle	Erskine	Lange	Potter
Balloun	Frey	Laverty	Rabedeaux
Bass	Gilley	Leonard	Schaben
Briles	Griffin	Lucken	Shaff
Brownlee	Hougen	Mogged	Smith
Clarke	Keith	Mowry	Stephens
Conklin	Klink	Neu	Sullivan
Curran	Kosek	Nicholson	Thordsen
Davis	Kyhl	Parker	Van Gilst

Nays, 12:

Coleman	Frommelt	Hill	Shirley
Dodds	Gaudineer	Orr	Walsh
Doderer	Glenn	Palmer	Weimer

Absent or not voting, 9:

Bortell	McGill	Ollenburg	Reichardt
DeHart	Messerly	O'Malley	Rigler
Denman			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Mowry moved that the vote by which **Senate File 1124** passed the Senate be reconsidered and the motion to reconsider be laid on the table.

Division was called for.

The motion prevailed.

Senator Rigler asked and received unanimous consent to take up out of order Senate File 1279.

Senate File 1279

On motion of Senator Neu, Senate File 1279, a bill for an act relating to the compensation of the lieutenant governor, was taken up and considered.

Senator Neu moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1279) the vote was:

Ayes, 49:

Anderson	Doderer	Kyhl	Potgeter
Arbuckle	Erskine	Lamborn	Potter
Balloun	Frommelt	Lange	Rabedeaux
Bass	Gaudineer	Leonard	Schaben
Briles	Gilley	Lucken	Shaff
Brownlee	Glenn	Mogged	Smith
Clarke	Griffin	Mowry	Stephens
Coleman	Hill	Neu	Sullivan
Conklin	Hougen	Nicholson	Thordsen
Curran	Keith	Orr	Van Gilst
Davis	Klink	Palmer	Walsh
DeKoster	Kosek	Parker	Weimer
Dodds			

Nays, none.**Absent or not voting, 12:**

Bortell	Frey	Messerly	Reichardt
DeHart	Laverty	Ollenburg	Rigler
Denman	McGill	O'Malley	Shirley

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

POINT OF ORDER

Senator Glenn raised a point of order on **Senate File 1124** for the reason that under Senate Rule 25 a constitutional majority was required to table a motion to reconsider.

The Chair ruled the point well taken and declared that the motion to table the motion to reconsider the vote by which Senate File 1124 passed the Senate failed to be adopted.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1149, a bill for an act relating to publication of the opinions of the supreme court.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1221, a bill for an act relating to members of the interstate cooperation commission.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE MESSAGES CONSIDERED

House File 1314, a bill for an act to legalize payment made for foster home care in Woodbury County.

Read first time and passed on file.

House File 1334, a bill for an act relating to computation of interest and penalties on income tax.

Read first time and passed on file.

INTRODUCTION OF BILLS

Senate File 1294, by committee on schools, a bill for an act relating to schools.

Read first time and placed on calendar.

Senate File 1295, by committee on cities and towns, a bill for an act relating to retirement systems for policemen and firemen.

Read first time and placed on calendar.

Senate File 1296, by committee on cities and towns, a bill for an act relating to park commissioners.

Read first time and placed on calendar.

Senate File 1297, by committee on state government, a bill for an act relating to a reorganization of the Iowa liquor control commission.

Read first time and **placed on calendar**.

BILLS ASSIGNED TO COMMITTEE

President Jepsen announced the assignment of the following bills to committee:

- H. F. 1161 County government
- H. F. 1163 Transportation
- H. F. 1210 Conservation and recreation
- H. F. 1278 Judiciary
- H. F. 1314 Judiciary
- H. F. 1315 County government
- H. F. 1322 Ways and means
- H. F. 1324 Cities and towns
- H. F. 1334 Ways and means

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which House File 589 passed the Senate.

ALAN SHIRLEY

EXPLANATION OF VOTE

I was in legislative research with attorneys from the highway commission and county engineers and was unable to vote. Had I been in the chamber, I would have voted "aye" on House File 1222.

CLIFTON C. LAMBORN

REPORTS OF COMMITTEES

Senator Walsh submitted the following reports:

MR. PRESIDENT: Your committee on cities and towns, to which was referred **Senate File 1155**, a bill for an act relating to the time when the compensation of mayors and councilmen may be changed, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

JOHN M. WALSH, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns, to which was referred **House File 1211**, a bill for an act relating to the height of buildings, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

JOHN M. WALSH, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns, to which was referred **House File 1305**, a bill for an act relating to the issuance of bonds for dock purposes, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

JOHN M. WALSH, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns, to which was referred **House File 1306**, a bill for an act relating to the granting of easements by a municipality in connection with a project constructed, purchased, received by gift or lease under the provisions of chapter four hundred nineteen (419) of the Code, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

JOHN M. WALSH, Chairman

Ordered passed on file.

Senator Briles submitted the following report:

MR. PRESIDENT: Your committee on county government, to which was referred **Senate File 1111**, a bill for an act relating to election precincts, begs leave to report it has had the same under consideration and recommends the same **be amended in accordance with the Rigler amendment filed March 5, 1970, and found on page 763 of the Senate Journal, and when so amended the bill do pass**.

JAMES E. BRILES, Chairman

Ordered passed on file.

Senator Potgeter submitted the following report:

MR. PRESIDENT: Your committee on Iowa development, to which was referred **Senate Joint Resolution 1006**, a joint resolution authorizing and directing the state executive council to proceed with negotiations to acquire the Hubbell Mansion known as Terrace Hill, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JAMES A. POTGETER, Chairman

Ordered passed on file.

Senator Kyhl submitted the following report:

MR. PRESIDENT: Your committee on law enforcement, to which was referred **House File 611**, a bill for an act to prevent fires on and along railroad right-of-way, begs leave to report it has had the same under consideration and recommends the same **do pass**.

VERNON H. KYHL, Chairman

Ordered passed on file.

Senator Conklin submitted the following reports:

MR. PRESIDENT: Your committee on schools, to which was referred **House File 443**, a bill for an act relating to reversion of schoolhouse sites, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. CHARLENE CONKLIN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on schools, to which was referred House File 1192, a bill for an act relating to school reorganization, begs leave to report it has had the same under consideration and recommends the same do pass.

W. CHARLENE CONKLIN, Chairman

Ordered passed on file.

*Denotes a unanimous committee vote.

AMENDMENTS FILED

- 1 Amend the House amendment to Senate File 665, as passed
- 2 by the Senate, by inserting after line 599 the following new
- 3 section:
- 4 Sec. 55. Section forty-three point ninety-one (43.91),
- 5 Code 1966, is hereby amended as follows:
- 6 1. By striking from line two (2) the words "an eli-
- 7 gible voter" and by inserting in lieu thereof the words
- 8 "eighteen years of age, or older,"
- 9 2. By inserting in line ten (10) after the period the
- 10 following new sentence:
- 11 "A person elected precinct committeeman or committee-
- 12 woman or as a voting delegate to a county, district, state,
- 13 and national convention shall be eighteen years of age, or
- 14 older, and be a resident of the respective precinct, county,
- 15 district or state from which elected."

LEE H. GAUDINEER, JR.

- 1 Amend the House amendment to Senate File 665 as follows:
- 2 Strike all of lines two hundred five (205) through two
- 3 hundred seven (207) and insert the following:
- 4 "The voter's declaration of eligibility shall constitute
- 5 a certificate of registration for the purposes of this chapter
- 6 provided he has otherwise complied with section forty-nine
- 7 point seventy-eight (49.78) of the Code."

HUGH H. CLARKE

- 1 Amend the House amendment to Senate File 665 as follows:
- 2 1. Line sixty-one (61), strike "two dollars" and insert
- 3 "one dollar and sixty cents".
- 4 2. Line two hundred fifty-seven (257), strike "two dollars"
- 5 and insert "one dollar and sixty cents".
- 6 3. Line four hundred fifteen (415), strike "two dollars"
- 7 and insert "one dollar and sixty cents".
- 8 4. Line four hundred twenty-nine (429), strike "two dollars"
- 9 and insert "one dollar and sixty cents".
- 10 5. Lines two hundred seventy-seven (277) and two hundred
- 11 seventy-eight (278), strike "two hundred" and insert "four
- 12 hundred".

FRANCIS L. MESSERLY
W. CHARLENE CONKLIN

- 1 Amend the House amendment to Senate File 665 by
- 2 adding the following new section:

3 "Absentee ballots shall be marked by pen. Any
4 such ballots marked by pencil or other non-permanent
5 marking shall be invalid."

GENE W. GLENN

1 Amend Senate File 1096 as follows:

2 1. Page 1, by inserting in line 19 before the word
3 "legal" the word "civil".

4 2. Page 1, line 22, by striking the word "Every" and
5 inserting in lieu thereof the words "In civil cases, every".

6 3. Page 1, line 23, by inserting after the period the
7 following sentence:

8 "In criminal cases, where the defendant is indigent,
9 the interpreter shall be considered as a defendant's witness
10 under Chapter seven hundred eighty-one (781), Code 1966, for
11 the purpose of receiving fees, except that subpoenas shall
12 not be required."

LUCAS J. DeKOSTER

1 Amend the state government committee amendment to
2 House File 199, filed March 5, 1970, as follows:

3 1. Line 4, by inserting after the word "records," the
4 words "except certificates and records of death,".

5 2. Line 7, by inserting after the word "records" the words
6 ", except certificates and records of death,".

7 3. Line 11, by inserting after the word "records," the
8 words "except certificates and records of death,".

JOHN L. MOWRY

1 Amend House File 1198 as follows:

2 1. By striking all after the enacting clause and inserting in
3 lieu thereof the following:

4 Section 1. There is hereby created within the department
5 of agriculture a chemical technology review board. The board
6 shall consist of the secretary of agriculture, the commissioner
7 of public health, the director of the Iowa natural resources
8 council, the chairman of the state soil conservation committee,
9 the chief executive of the league of Iowa municipalities, the
10 state conservation director, and the dean, college of agricul-
11 ture of Iowa state university of science and technology, or
12 their designees, a representative of a firm in Iowa actively
13 engaged in the manufacture or formulation of agricultural chem-
14 icals, and a farmer experienced in the application of agricul-
15 tural chemicals to be appointed by the governor. The public
16 representatives shall serve for terms of four years beginning
17 July 1, 1970 and until their successors are appointed and
18 qualify. The governor shall fill any public member's vacancy
19 for an unexpired term. Public members shall receive thirty
20 dollars per day and actual expenses for service on this review
21 board. The compensation and expenses shall be paid from the
22 general fund.

23 Sec. 2. The chemical technology review board shall col-
24 lect, analyze, and interpret information relating to agricul-
25 tural chemicals and their use. The board shall coordinate the
26 regulation and information responsibilities of state agencies
27 on matters relating to the sale and use of agricultural chem-

28 icals. It shall adopt rules relating to the sale and use of
29 agricultural chemicals which are necessary and effective in
30 the control of pests and which are not unduly hazardous to man,
31 animals, or plants as well as rules pertaining to the sale, the
32 use, or the disuse of agricultural chemicals which may be harm-
33 ful to man, animals, or plants. The board shall consider the
34 toxicity, hazard, effectiveness and public need for the agri-
35 cultural chemicals, and the availability of less toxic or less
36 hazardous agricultural chemicals and substances or other means
37 of control. The rules promulgated by the board shall be subject
38 to the provisions of chapter seventeen A (17A) of the Code.

39 As used in this Act, the term "agricultural chemical"
40 means a pesticide as defined in section two hundred six point
41 two (206.2), subsection one (1), of the Code and also means
42 any feed or soil additive, other than a pesticide, which is
43 designed for and used to promote the growth of plants or ani-
44 mals.

45 Sec. 3. An advisory committee to the chemical technology
46 review board is hereby created. The advisory committee shall
47 consist of the following:

48 1. The dean, college of veterinary medicine, Iowa state
49 university of science and technology, or his designee;

50 2. The dean, college of medicine, university of Iowa, or
51 his designee;

52 3. An entomologist, botanist, geneticist, and an agron-
53 omist appointed by the dean, college of agriculture, Iowa state
54 university of science and technology;

55 4. The technical secretary, Iowa air pollution control
56 commission;

57 5. The technical secretary, Iowa water pollution control
58 commission; and

59 6. Two ecologists, one appointed by the president, Iowa
60 state university of science and technology, and one appointed
61 by the president, university of Iowa.

62 Appointive members of the advisory committee shall serve
63 terms of four years. The advisory committee shall assist the
64 chemical technology review board in obtaining scientific data
65 and coordinating agricultural chemical regulatory, enforcement,
66 research, and educational functions of the state. The advisory
67 committee shall recommend rules regarding the sale, use, or
68 disuse of agricultural chemicals to the review board.

69 The advisory committee shall adopt rules relating to its
70 organizational structure, procedures, and meetings under the
71 general supervision of the review board.

72 Sec. 4. The chemical technology review board shall make
73 an annual report to the governor and the general assembly,
74 which report shall contain information relating to the use of
75 agricultural chemicals and the protection of the health and
76 well-being of people and the protection of fish, domestic ani-
77 mals, wildlife, plants, soil, air, and water. Such report
78 shall contain all recommendations of the review board and in-
79 clude recommendations for legislative and administrative action.

80 Sec. 5. The chemical technology review board shall organ-
81 ize annually during the month of July by electing a chairman

82 and vice-chairman. Meetings shall be held at the call of the
83 chairman or at the request of a majority of the members of the
84 board. The meeting room, secretarial or clerical staff, and
85 necessary office supplies and equipment shall be arranged or
86 provided by the department of agriculture. The board may meet
87 at such places as deemed necessary for the expedient performance
88 of its responsibilities.

89 Sec. 6. The members of the chemical technology review
90 board, its employees, and members of the advisory committee
91 shall be reimbursed for all actual and necessary expenses in-
92 curred by them in the discharge of their official duties.

93 Sec. 7. Chapter two hundred six (206), Code 1966, is
94 amended as follows:

95 1. By striking from section two hundred six point four
96 (206.4), subsection one (1), all of line seven (7) after the
97 period, lines eight (8) through thirteen (13), inclusive, and
98 all of line fourteen (14) before the word "All".

99 2. By striking from section two hundred six point four
100 (206.4), subsection five (5), all of line eleven (11) after
101 the word "corrections" and inserting in lieu thereof a period
102 and by striking lines twelve (12) through twenty-nine (29),
103 inclusive.

104 3. By adding to section two hundred six point five
105 (206.5), subsection one (1), line one (1), after the word
106 "pesticides" the words:

107 "and at least one member of any crew applying a pesticide
108 while employed by a commercial applicator".

109 4. By striking from section two hundred six point six
110 (206.6), subsection one (1), and inserting in lieu thereof
111 the following:

112 "1. The secretary shall, with the approval or at the
113 direction of the chemical technology review board and after
114 a public hearing following due notice:

115 a. Declare as a pest any form of plant or animal life or
116 virus which is unduly injurious to plants, man, domestic ani-
117 mals, articles, or substances.

118 b. Specify the conditions under which containers of
119 pesticides may be transported, stored, or disposed.

120 c. Determine the proper use of pesticides, including
121 their formulations, and the times and methods of application
122 and other conditions of use.

123 d. Require that all veterinarians licensed and practic-
124 ing veterinary medicine in the state promptly report any case
125 of domestic livestock poisoning or suspected poisoning to the
126 secretary and the veterinary medical diagnostic laboratory
127 at Iowa state university of science and technology."

128 5. By striking from section two hundred six point six
129 (206.6), subsections four (4) and five (5).

130 6. By adding a new section to read as follows:

131 "The rules and regulations promulgated under the provi-
132 sions of this chapter shall not be effective until approved by
133 the chemical technology review board and submitted to the de-
134 partmental rules review committee as provided in chapter seven-
135 teen A (17A) of the Code."

136 Sec. 8. There is hereby appropriated from the general

137 fund of the state, for the fiscal year beginning July 1, 1970
138 and ending June 30, 1971, the sum of ten thousand (10,000)
139 dollars, or so much thereof as may be necessary, for the pay-
140 ment of actual and necessary expenses of the members of the
141 chemical technology review board, its employees and the ad-
142 visory committee and for defraying other expenses relating to
143 the responsibilities of said board.

144 2. Page 1, by striking from lines 1 and 2 the words "fertilizers
145 and pesticides, creating a fertilizer and pesticide review board
146 and" and inserting in lieu thereof the following words "agricul-
147 tural chemicals, creating a chemical technology review board
148 and".

COMMITTEE ON ENVIRONMENTAL PRESERVATION
ARTHUR A. NEU, Chairman

On motion of Senator Rigler, the Senate adjourned until 9:00 a.m.,
Wednesday, March 18, 1970.

JOURNAL OF THE SENATE

SIXTY-SIXTH DAY

SENATE CHAMBER,
DES MOINES, IOWA, WEDNESDAY, MARCH 18, 1970.

The Senate met in regular session, President Jepsen presiding.

Prayer was offered by Father Anthony Palmer, pastor of the St. Michael's Catholic Church, Harlan, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Tuesday, March 17, 1970, was approved.

PETITION

The following petition was presented and placed on file:

By Senator Potgeter, from twenty-three members of the Proteus Club of Polk County favoring the purchase of Terrace Hill.

RESOLUTION

The following resolution signed by one hundred eighty-five residents of Hancock County was presented by Senator Ollenburg:

Resolved, that we, as taxpayers, who own property in Hancock County, State of Iowa, who are in meeting assembled on March 11, 1970, at Duncan, Hancock County, Iowa, do hereby adopt the following resolutions, the objective being to obtain property tax relief:

1. That a broader tax base must be established.
2. Our primary purpose is to support property tax relief.
3. We believe the Governor and legislators should make a review of the Department of Public Instruction.
4. We believe that local control of our schools must be maintained for most efficient operation.

Be It Further Resolved, that the foregoing resolutions be forwarded by Laverne Schmidt, chairman of this meeting, to the Governor of the State of Iowa, to Senator H. L. Ollenburg, and to Representative Delwyn Stromer.

It was moved and seconded that the foregoing resolutions be adopted. The motion carried unanimously.

VISITORS

Seventy-five students from Holstein High School and Galva High School, accompanied by Mrs. Hansen, and Mr. Christensen.

Forty-two students from Earlham High School, Earlham, Iowa, accompanied by their instructor, Ronald Myers.

Thirty-seven students from Rockwell-Swaledale High School, Rockwell, Iowa, accompanied by Mrs. Hutchinson, Mrs. Freund, Mr. Ahrends and Mr. Bienfang.

Thirty-six students from the Grand Valley High School, Kellerton, Iowa, accompanied by Mr. Hartwig and Mr. Mitchell.

Five students and members of the Paullina High School basketball team from Paullina, Iowa, accompanied by Dave Platt.

Ten students from Glenwood State Hospital School, Glenwood, Iowa, accompanied by Bernice Chaffin, Alice Butcher, Don Twaddle, and Warren Darrah.

Ten students from Hillside Junior High School, West Des Moines, Iowa, accompanied by Shirley Henry and Lynn Craig.

Thirty-seven students from Hudson Community School, Hudson, Iowa, accompanied by Joe Bohr.

Fifty students from Amos Hiatt Junior High School, Des Moines, Iowa, accompanied by Mrs. Day.

PRESENTATION OF "THE GOLDEN DOME"

Senator Conklin rose on a "point of information" and presented to the Senate "The Golden Dome," a booklet compiled under the direction of Lieutenant Governor Jepsen, Senator Conklin, chairman of Senate committee, Senator Curran, former Senator Flatt and the Secretary of the Senate, in accordance with Senate Resolution 4, adopted by the Senate May 13, 1969, First Session, Sixty-third General Assembly. The booklet contains the history of the State Capitol beginning with the initial appropriation of funds for the building.

PRESENTATION OF SENATE QUEEN

Senator Kosek rose on a point of personal privilege to make the following presentation:

Last evening at the Pages' Ball, the Senate Pages announced their selection of the Queen of the Senate. The new Queen left Edinburgh, Scotland, at the age of seventeen. She served four and one-half years as secretary of the Iowa Association of Mental Health. Before she made application for United States citizenship, I presented her with a copy of the Iowa Official Register for study.

I am pleased and proud to present to you the "Queen of the Senate" for the Second Session of the Sixty-third General Assembly, my secretary, Patricia Nett, a scottish lassie crowned Queen on St. Patrick's Day.

RUNNER-UP CONGRATULATED

I want to congratulate my secretary, Carole Muchmore, on being chosen runner-up to the Queen of the Pages' Ball held last night.

Mrs. Muchmore is efficient, kind, knowledgeable and lovely and the Pages showed good taste in their selection. Several years ago, she herself was a Page in the South Dakota legislature, so she has a special affinity for the Pages in this Senate. She also is a government major in college which gives her an especially good background for being here.

JOAN ORR

SPECIAL ORDER OF BUSINESS

The time having arrived, the Chair announced the special order of business for the consideration of House File 1251.

CONSIDERATION OF BILLS

House File 1251

On motion of Senator Rabedeaux, House File 1251, a bill for an act relating to child labor, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

President pro tempore Lange took the chair at 9:35 a.m.

Senator Lucken offered the following committee amendment:

Amend House File 1251, as passed by the House and reprinted, page 3, lines 2 and 3, by striking the words "and for returning permits provided for in Section 11 of this Act".

Senator Lucken offered the following amendment to the amendment and moved its adoption:

Amend the committee on human and industrial relations amendment to House File 1251, filed March 13, 1970, by striking line 4 and inserting at the end of line 3 a quotation mark and a period.

The amendment to the amendment was adopted.

On motion of Senator Lucken, the committee amendment as amended was adopted.

Senator Rabedeaux offered the following amendment:

Amend House File 1251, as passed by the House and reprinted, as follows:

1. Page 1, line 17, by striking the word "twelve" and inserting in lieu thereof the word "ten".
2. Page 1, line 22, by striking the word "twelve" and inserting in lieu thereof the word "ten".

Senator Rabedeaux moved the adoption of his amendment.

Roll call was requested.

On the question "Shall the Rabedeaux amendment be adopted?" (H.F. 1251) the vote was:

Rule 24 was invoked.

Ayes, 25:

Arbuckle	Keith	Lucken	Potter
Balloun	Klink	Messerly	Rabedeaux
Bortell	Kyhl	Mowry	Schaben
Briles	Lamborn	Nicholson	Shaff
Curran	Lange	Ollenburg	Smith
Erskine	Laverty	Parker	Stephens
Gilley			

Nays, 30:

Anderson	Dodds	Hougen	Reichardt
Bass	Doderer	Kosek	Rigler
Brownlee	Frey	Leonard	Shirley
Clarke	Frommelt	Neu	Sullivan
Coleman	Gaudineer	O'Malley	Van Gilst
Conklin	Glenn	Orr	Walsh
DeHart	Griffin	Potgeter	Weimer
DeKoster	Hill		

Absent or not voting, 6:

Davis	McGill	Palmer	Thordsen
Denman	Mogged		

The amendment lost.

Senator Rabedeaux offered the following amendment and moved its adoption:

Amend House File 1251, as passed by the House and reprinted, as follows:

1. Page 1, line 14, by striking the words "commissioner of labor" and inserting in lieu thereof the words "labor commissioner".
2. Page 1, line 20, by striking the words "commissioner of labor" and inserting in lieu thereof the words "labor commissioner".
3. Page 3, line 3, by striking the word and figure "Section 11" and inserting in lieu thereof the words and figure "section eleven (11)".
4. Page 3, line 5, by striking the word and figure "Section 2" and inserting in lieu thereof the words and figure "section two (2)".
5. Page 3, lines 18 and 19, by striking the words "commissioner of labor" and inserting in lieu thereof the words "labor commissioner".
6. Page 4, line 25, by striking the word and figure "Section 22" and inserting in lieu thereof the words and figure "section twenty-two (22)".
7. Page 8, line 2, by striking the word "state".
8. Page 8, line 28, by striking the words "employment

service" and inserting in lieu thereof the words "state employment service division".

9. Page 9, line 31, by striking the words "employment service" and inserting in lieu thereof the words "state employment service division".

10. Page 10, line 10, by striking the words "bureau of labor" and inserting in lieu thereof the words "labor commissioner".

11. Page 10, line 12, by striking the words "of labor".

12. Page 10, line 15, by striking the words "of labor".

13. Page 10, line 17, by striking the words "commissioner of labor" and inserting in lieu thereof the words "labor commissioner".

14. Page 10, lines 33 and 34, by striking the words "commissioner of labor" and inserting in lieu thereof the words "labor commissioner".

15. Page 11, line 3, by striking the words "bureau of labor" and inserting in lieu thereof the words "labor commissioner".

16. Page 13, line 14, by striking the words "commissioner of labor" and inserting in lieu thereof the words "labor commissioner".

17. Page 13, line 21, by striking the words "of labor".

The amendment was adopted.

Senator Gaudineer offered the following amendment and called for a division of the amendment, sections 1 and 2 to be considered as division 1; sections 3 through 7, as division 2, and section 8 as division 3:

Amend House Fine 1251, as amended and passed by the House, as follows:

Division 1.

1. By striking in line 22, on page 6, the word "four" and by inserting in lieu thereof the word "three".

2. By striking in line 23 on page 6, the word "twenty-eight" and by inserting in lieu thereof the word "eighteen".

Senator Gaudineer moved the adoption of division 1 of the amendment.

Roll call was requested.

On the question "Shall division 1 of the Gaudineer amendment be adopted?" (H.F. 1251) the vote was:

Rule 24 was invoked.

Ayes, 25:

Coleman	Gaudineer	Neu	Shaff
DeKoster	Glenn	Ollenburg	Shirley
Denman	Hill	O'Malley	Sullivan
Dodds	Keith	Orr	Van Gilst
Doderer	Kosek	Reichardt	Walsh
Frey	Leonard	Schaben	Weimer
Frommelt			

Nays, 28:

Anderson	Clarke	Kyhl	Parker
Arbuckle	Curran	Lamborn	Potgeter
Balloun	DeHart	Lange	Potter
Bass	Gilley	Laverty	Rabedeaux
Bortell	Griffin	Lucken	Rigler
Briles	Hougen	Mowry	Smith
Brownlee	Klink	Nicholson	Stephens

Absent or not voting, 8:

Conklin	Erskine	Messerly	Palmer
Davis	McGill	Mogged	Thordsen

Division 1 of the amendment lost.

Division 2.

3. By striking in line 7, on page 12, the word "fifty" and by inserting in lieu thereof the words "one hundred".

4. By striking in line 11, on page 12, the word "twenty" and by inserting in lieu thereof the word "fifty".

5. By striking in line 12 on page 12, the word "one" and by inserting in lieu thereof the word "five".

6. By striking in line 15 on page 12, the word "twenty" and by inserting in lieu thereof the word "fifty".

7. By striking in line 15 on page 12, the word "one" and by inserting in lieu thereof the word "five".

Senator Gaudineer moved the adoption of division 2 of the amendment.

Division 2 of the amendment lost.

Division 3.

8. By striking lines 9 through 13 inclusive on page 13.

On motion of Senator Gaudineer, division 3 of the amendment was adopted.

Senator Potgeter offered the following amendment and moved its adoption:

Amend House File 1251, page 12, line 7, by striking the word "fifty" and inserting in lieu thereof the words "twenty dollars nor more than fifty".

The Chair called for a division.

The amendment was adopted.

Senator Glenn offered the following amendment:

Amend House File 1251 as follows:

1. Page 2, line 11, by striking the words "provided that nothing", by striking all of lines 12, 13, and 14, by striking on line 15 all except the word "in" following the semi-colon (;), and on line 16 by striking the words "of thirty thousand or more inhabitants".

Senator Glenn moved the adoption of the amendment and called for a division.

The amendment was adopted.

Senator Walsh offered the following amendment by Senators Walsh, Doderer and Schaben :

Amend House File 1251, as passed by the House and reprinted, page 1, as follows:

1. Line 8, by striking the word "ten" and inserting in lieu thereof the word "twelve".
2. Line 16, by striking the word "ten" and inserting in lieu thereof the word "twelve".
3. Line 23, by striking the word "ten" and inserting in lieu thereof the word "twelve".

Senator Walsh moved the adoption of the amendment and called for a division.

The amendment lost.

Senator Brownlee offered the following amendment:

Amend House File 1251 by inserting a new subsection on page 11 after line 15 as follows:

"5. A child 12 years of age or older from working in the yard or grounds of a residence within one mile of his home."

Senator Frommelt offered the following amendment to the amendment and moved its adoption:

Amend the Brownlee amendment, filed March 18, 1970, to House File 1251 by striking in line 4 the words "within one mile of his home".

The amendment to the amendment was adopted.

Senator Kyhl took the chair at 11:40 a.m.

Senator Rigler asked and received unanimous consent that action on House File 1251 be temporarily deferred.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up out of order Senate File 1096.

Senate File 1096

On motion of Senator DeKoster, Senate File 1096, a bill for an act relating to the appointment of interpreters in legal proceedings before any court or administrative agency, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator DeKoster offered the following amendment and moved its adoption:

Amend Senate File 1096 as follows:

1. Page 1, by inserting in line 19 before the word "legal" the word "civil".
2. Page 1, line 22, by striking the word "Every" and inserting in lieu thereof the words "In civil cases, every".
3. Page 1, line 23, by inserting after the period the following sentences:

"In criminal cases, where the defendant is indigent, the interpreter shall be considered as a defendant's witness under Chapter seven hundred eighty-one (781), Code 1966, for the purpose of receiving fees, except that subpoenas shall not be required."

The amendment was adopted.

Senator DeKoster moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1096) the vote was:

Ayes, 54:

Anderson	Frey	Laverty	Potter
Arbuckle	Frommelt	Lucken	Rabedeaux
Balloun	Gaudineer	Messerly	Reichardt
Bass	Gilley	Mogged	Rigler
Bortell	Glenn	Mowry	Shaff
Brownlee	Griffin	Neu	Shirley
Clarke	Hill	Nicholson	Smith
Coleman	Hougen	Ollenburg	Stephens
Conklin	Keith	O'Malley	Sullivan
DeHart	Klink	Orr	Thordsen
DeKoster	Kosek	Palmer	Van Gilst
Denman	Kyhl	Parker	Walsh
Dodds	Lamborn	Potgeter	Weimer
Erskine	Lange		

Nays, none.

Absent or not voting, 7:

Briles	Davis	Leonard	Schaben
Curran	Doderer	McGill	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Rigler, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President pro tempore Lange presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended Senate amendment to, concurred in Senate amendment as amended and passed the following bill in which the concurrence of the House was asked:

House File 1, a bill for an act relating to negotiation and execution of reciprocal, proration, and other agreements or declarations for fleet owners of commercial vehicles engaged in interstate commerce.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1118, a bill for an act relating to secondary boycotts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1233, a bill for an act relating to the levy of an excise tax on cattle and veal calves sold for slaughter.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1253, a bill for an act relating to recording instruments of homestead ownership.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1309, a bill for an act relating to required secondary school curriculum.

Also: That the House has concurred in Senate amendment to and passed the following bill in which the concurrence of the House was asked:

Senate File 1135, a bill for an act relating to the power of eminent domain.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1151, a bill for an act relating to the definition of real estate.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1171, a bill for an act relating to determining compensation in eminent domain proceedings.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 122, a concurrent resolution authorizing the legislative council to create a study committee to conduct a study of the subject of drug abuse and related matters.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE AMENDMENT TO SENATE AMENDMENT TO HOUSE FILE 1

Amend the Senate amendment to House File 1 as follows:

1. By striking from line 88 the words "one dollar" and inserting in lieu thereof the words "two dollars".

2. By striking lines 107 through 112, inclusive, and inserting in lieu thereof the following:

(1) By striking from line twelve (12) the words "prior

to April first" and inserting in lieu thereof the words "after January thirty-first".

(2) By inserting in line thirteen (13) after the word "fee" the words ", plus penalties,".

HOUSE AMENDMENT TO SENATE FILE 1151

Amend Senate File 1151 as follows:

1. By adding the following new section:

Sec. 2. Chapter one hundred seventeen (117), Code 1966, relating to the sale of real estate, as defined by section one hundred seventeen point four (117.4), Code 1966, and this Act is hereby amended by adding the following new sections:

1. Real estate brokers may enter into associations to exchange information concerning real estate listed by each broker and which permits any participating broker to sell real estate listed with any other participating broker and which permits the selling broker and the listing broker to share in the commission.

2. Membership in any association shall be open to any real estate broker in the area served who is licensed, as provided by this chapter, and who complies with reasonable administrative regulations of the association consistent with the public interest.

3. No regulation or practice shall be adopted by an association that is contrary to the public interest or that requires a waiting period for membership, that requires a charge for membership that is not directly related to the cost of the services rendered, that does not apply equally to all participating brokers, that discriminates against membership on the basis of religion, race, sex or a legitimate business interest or that would disqualify any licensed real estate salesman from employment by any participating broker.

2. Amend the title, line 1, by adding after the word "estate" the following: "and relating to associations of real estate brokers".

HOUSE AMENDMENT TO SENATE FILE 1171

Amend Senate File 1171, as passed by the Senate and reprinted, as follows:

1. Page 1, line 8, by striking the word "twenty-four" and inserting in lieu thereof the word "twenty-eight".

2. Page 1, line 8, by striking the word "freeholders".

3. Page 1, line 12, by striking the word "owners" and inserting in lieu thereof the word "owner-operators".

4. Page 1, line 16, after the word "county" by inserting the words "by reason of their occupation, such as bankers, auctioneers, property managers, property appraisers, and persons responsible for making loans on property".

5. Page 1, line 18, by striking the word "eight" and inserting in lieu thereof the word "six".

6. Page 1, line 19, by striking the words "two from each representative group, who shall not", and inserting in lieu

thereof the words "two persons who are owner-operators of agricultural property when the property to be condemned is agricultural property; two persons who are owners of city or town property when the property to be condemned is other than agricultural property; and two persons from each of the remaining two representative groups, and shall name a chairman from the persons selected. No member of the compensation commission selected shall".

7. Page 2, line 13, by inserting after the word "incurred" the words "by the condemnee".

8. By adding at the end thereof the following new section:

Sec. 7. When real property or an interest therein is purchased or condemned for highway purposes and a fence or building is located on such property, the governmental agency shall be responsible for all costs incurred by the property owner in replacing or moving the fence or moving the building onto property owned by the landowner and abutting the property purchased or condemned for highway purposes, or the governmental agency may replace or move the fence or move the building. Such costs shall not constitute an additional element of damages which would permit unjust enrichment or a duplication of payments to any condemnee.

HOUSE MESSAGES CONSIDERED

House File 1118, a bill for an act relating to secondary boycotts.

Read first time and **passed on file**.

House File 1233, a bill for an act relating to the levy of an excise tax on cattle and veal calves sold for slaughter, and the collection and distribution of such taxes.

Read first time and **passed on file**.

House File 1253, a bill for an act relating to recording instruments of homestead ownership.

Read first time and **passed on file**.

House File 1309, a bill for an act relating to required secondary school curriculum.

Read first time and **passed on file**.

INTRODUCTION OF BILLS

Senate File 1298, by committee on law enforcement, a bill for an act relating to the penalty for violations of the act regulating snow-mobiles.

Read first time and **placed on calendar**.

Senate File 1299, by committee on schools, a bill for an act relating to the employment of school principals by school corporations.

Read first time and placed on calendar.

SPECIAL ORDER CONTINUED

House File 1251

The Senate resumed consideration of House File 1251.

Senator Brownlee offered the following amendment by Senators Brownlee, et al., and moved its adoption:

Amend House File 1251, as passed by the House, by striking lines 9, 10 and 11 on page 11 and inserting in lieu thereof the following:

"2. A child from working in or around any home before or after school hours or during vacation periods, provided such work is not related to or part of the business, trade, or profession of the employer."

The amendment was adopted.

Senator Brownlee asked and received unanimous consent to withdraw the amendment offered by him during the morning session and amended by Senator Frommelt.

Senator Brownlee asked and received unanimous consent to withdraw the following amendment by Senator DeKoster:

Amend House File 1251, as passed by the House, as follows:

On page 11, lines 9 and 10, by striking the words "the home after school hours" and by inserting in lieu thereof the words "a home before or after school hours".

Senator Brownlee asked and received unanimous consent to withdraw the following amendment by Senator Erskine:

Amend House File 1251, as passed by the House, as follows:

1. Page 11, line 10, by inserting after the "" the following words: "or during vacation periods".

Senator Brownlee asked and received unanimous consent to withdraw the following amendment by Senator Rigler:

Amend House File 1251, as passed by the House, by striking on page 11, lines 9 and 10, the words "after school hours".

Senator Brownlee offered the following amendment by Senator Rigler and moved its adoption:

Amend House File 1251, as amended, passed and reprinted by the House, page 2, line 28, by striking the word "as".

The amendment was adopted.

Senator Messerly offered the following amendment by Senators Messerly and Stephens:

Amend House File 1251 as follows:

Division 1.

1. Page five (5), line twenty-two (22), add after the word "repair" the words "except on buildings that do not exceed two stories in height and farm buildings".

Division 2.

Page seven (7), line nineteen (19), add after the word "operations" the words "except on buildings that do not exceed two stories in height and farm buildings".

Senator DeKoster called for a division of the amendment.

Senator Messerly moved the adoption of division 1 of the amendment.

Division was called for.

Division 1 of the amendment was adopted.

Senator Messerly moved the adoption of division 2 of the amendment.

Division was called for.

Division 2 of the amendment was adopted.

Senator Glenn asked and received unanimous consent that further action on House File 1251 be deferred and that the bill be placed on the calendar under unfinished business.

SPECIAL ORDERS

Senator Rigler asked and received unanimous consent that the following bills be made special orders of business:

House File 204 Thursday, March 19, 1970, at 9:15 a.m.

Senate File 456 Thursday, March 19, 1970, at 10:00 a.m.

Senate File 1297 Friday, March 20, 1970, at 9:00 a.m.

Senate File 1111 Friday, March 20, 1970, at 1:00 p.m.

Senate File 1232 Monday, March 23, 1970, at 10:00 a.m.

House File 1198 Monday, March 23, 1970, at 11:00 a.m.

HOUSE CONCURRENT RESOLUTION 122

By Blouin, Bennett, Franklin, Voorhees,
Perkins, Millen and Caffrey

Whereas, the improper and damaging use of narcotic drugs and other substances producing depressant, stimulant, or hallucinogenic effects is becoming a major social and health problem in this state; and

Whereas, knowledge of such drugs and other substances and the extent of, reasons for, and damage caused by their use is extremely limited; and

Whereas, information regarding the most effective methods of treatment and rehabilitation for persons illegally using narcotic drugs and other substances is needed; and

Whereas, effective measures for the control of the improper use of narcotic drugs and other substances cannot be taken in the absence of a more complete understanding of the problems involved and their acceptable solutions; *Now, Therefore*,

Be It Resolved by the House, the Senate Concurring, That the legislative council is authorized to create a study committee as provided by law, which committee shall include five members of the Senate appointed by the President of the Senate, and five members of the House of Representatives appointed by the Speaker of the House of Representatives, to conduct during the 1970-1971 legislative interim a comprehensive study of the subject of drug abuse and related matters in order that proper legislative steps may be taken to limit the improper use of drugs and other substances for depressant, stimulant, or hallucinogenic purposes.

Staff assistance shall be provided by the legislative service bureau, and additional staff may be employed as deemed necessary by the legislative council.

Be It Further Resolved, That the study committee shall also include non-legislative members having special knowledge concerning narcotic drugs and other substances capable of producing depressant, stimulant, or hallucinogenic effects, members familiar with the problems created by the use of such drugs and substances, and members familiar with the treatment and rehabilitation of persons who illegally use such drugs and substances.

Be It Further Resolved, That a report of the study shall be prepared and submitted to the members of the legislative council and the Sixty-fourth General Assembly and shall be accompanied by legislative bill drafts designed to carry out the recommendations of the committee.

REPORTS OF COMMITTEES

Senator Kyhl submitted the following report:

MR. PRESIDENT: Your committee on law enforcement, to which was referred **Senate File 1194**, a bill for an act relating to motor vehicle accidents, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:*

Amend Senate File 1194, page 1, as follows:

1. Line 6, by striking the words "one party, the" and inserting in lieu thereof the words "any person, any".
2. Line 7, by striking the word "party" and inserting in lieu thereof the word "driver".
3. Line 10, by striking the words "the surviving party" and inserting in lieu thereof the words "any surviving driver".

4. Lines 12 and 13, by striking the words "the surviving party" and inserting in lieu thereof the words "any surviving driver".

VERNON H. KYHL, Chairman

Ordered passed on file.

Senator Kosek submitted the following report:

MR. PRESIDENT: Your committee on social services, to which was referred **Senate File 1177**, a bill for an act relating to computation of old age assistance grants, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ERNEST KOSEK, Chairman

Ordered passed on file.

Senator Lamborn submitted the following report:

MR. PRESIDENT: Your committee on transportation, to which was referred **House File 767**, a bill for an act relating to temporary restrictions on the weight and load of motor vehicles, and to provide penalties for violation of such temporary restrictions, begs leave to report it has had the same under consideration and recommends the same **do pass**.

CLIFTON C. LAMBORN, Chairman

Ordered passed on file.

*Denotes a unanimous committee vote.

AMENDMENTS FILED

- 1 Amend the social services committee amendment to
- 2 Senate File 571, filed February 18, 1970, by striking all
- 3 of lines 9 and 10 and inserting in lieu thereof the
- 4 following: "The county board shall employ a county
- 5 director, subject to the approval of the department of
- 6 social services."

JAMES A. POTGETER
CHARLES SULLIVAN

- 1 Amend the Clarke, et al., amendment to Senate File 585,
- 2 filed March 12, 1970, by striking lines 30 through 36,
- 3 inclusive, and renumbering the subsequent subsections.

MINNETTE DODERER
ARTHUR A. NEU

- 1 Amend the Gaudineer amendment to the House amendment to
- 2 Senate File 665, line 2, by striking the figures "599" and
- 3 inserting in lieu thereof the figures "597".

LEE H. GAUDINEER, JR.

- 1 Amend the House amendment to Senate File 665,
- 2 as passed by the Senate, as follows:
- 3 1. By inserting following line 570 the following
- 4 new section:
- 5 Section fifty-three point fifteen (53.15), Code
- 6 1966, is hereby amended as follows: By inserting in
- 7 line six (6) after the period the following new
- 8 sentences:

9 "Absentee ballots shall be marked by pen. Any
10 such ballots marked by pencil or other non-permanent
11 marking shall be invalid."

12 2. By renumbering the subsequent sections.

GENE W. GLENN

1 Amend the House amendment, appearing on pages 889 through
2 900, inclusive, of the Senate Journal, to Senate File 665, as
3 amended and passed by the House, by inserting after line 597
4 the following new sections:

5 Sec. 56. Section forty-three point eighty-three (43.83),
6 Code 1966, as amended by House File 1020, passed by the Sixty-
7 third General Assembly, Second Session, is hereby further
8 amended by inserting in line seven (7) after the word "com-
9 mittee" the words "not less than twenty-five days prior to the
10 date set for the special election".

11 Sec. 57. Section forty-three point eighty-seven (43.87),
12 Code 1966, is hereby amended by inserting at the end thereof
13 the following new paragraph:

14 "Nominations occasioned by a vacancy in an office shall
15 be filled not less than twenty-five days prior to the date set
16 for the special election."

17 Sec. 58. Section forty-three point eighty-eight (43.88),
18 Code 1966, is hereby amended as follows:

19 1. By striking from lines two (2) and three (3) the words
20 "made in case of vacancies, and nominations".

21 2. By inserting at the end thereof the following new para-
22 graph:

23 "Nominations made to fill vacancies at a special election
24 shall be certified to the proper official not less than twenty
25 days prior to the date set for the special election."

26 Sec. 59. Section sixty-nine point fourteen (69.14), Code
27 1966, is hereby amended as follows:

28 1. By striking from line seven (7) the word "such".

29 2. By striking lines eight (8) and nine (9) and inserting
30 in lieu thereof the words "not later than five days from the
31 date the vacancy exists, a special election, giving not less
32 than forty days notice of such election."

JOAN ORR

1 Amend the House amendment to Senate File 1171 by striking all
2 of line 5 and inserting in lieu thereof the following:

3 "2. Page 1, line 8, by striking 'resident freeholders'
4 and inserting in lieu thereof the word 'residents'."

JAMES E. BRILES

1 Amend Senate File 1244, page 1, line 4, by inserting
2 after the word "amended" the following: "by striking all
3 that portion of the last sentence beginning with the
4 semicolon in line twenty-one (21), and by placing a period
5 after the word 'railroad' and".

WILLIAM F. DENMAN

1 Amend Senate File 1294, page 1, line 9, by inserting
2 after the word "twenty-six" the figures "(257.26)".

JOHN M. WALSH

- 1 Amend the committee on state government amendment No.
 2 2 to House File 199, filed March 5, 1970, as follows:
 3 1. Line 6, by inserting after the word "system" the words
 4 "kept by the state registrar".
 5 2. Line 7, by inserting after the word "records" the words
 6 "kept by the state registrar".
 7 3. Line 7, by striking the word "custodian" and by insert-
 8 ing in lieu thereof the words "state registrar".
 9 4. Line 9, by striking the words "any custodian" and by
 10 inserting in lieu thereof the words "state registrar".
 11 5. By striking lines 21 through 25, inclusive.

LEE H. GAUDINEER, JR.

- 1 Amend the environmental preservation committee
 2 amendment to House File 1198, filed March 12, 1970, by striking
 3 all of line 12 after the word "designees" and all of lines 13
 4 through 22, inclusive, and inserting in lieu thereof a period.

ARTHUR A. NEU
 ALDEN ERSKINE
 J. DONALD WEIMER
 JOHN WALSH

- 1 Amend House File 1251, as amended and passed by
 2 the House, by inserting in page 3, in line 5 after the
 3 word, "in" the words, "subsection one (1) of".

LEE H. GAUDINEER, JR.

- 1 Amend House File 1251, as amended and passed by the
 2 House and reprinted, page 13, by adding after line
 3 31 the following new section and renumbering the
 4 subsequent section:
 5 "Anyone subject to this Act employed in the
 6 street trades who sells or delivers the product of
 7 service of another, shall be an employee of such
 8 person whose product or service is sold or delivered,
 9 and shall not have the legal capacity to become an
 10 independent contractor."

WILLIAM J. REICHARDT

On motion of Senator Rigler, the Senate adjourned until 9:00 a.m.,
 Thursday, March 19, 1970.

JOURNAL OF THE SENATE

SIXTY-SEVENTH DAY

SENATE CHAMBER,
DES MOINES, IOWA, THURSDAY, MARCH 19, 1970.

The Senate met in regular session, President pro tempore Lange presiding.

Prayer was offered by the Reverend Robert O. Hickman, pastor of the First Presbyterian Church, Paullina, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Wednesday, March 18, 1970, was approved.

VISITORS

The Tri-Center High School basketball team from Neola, Iowa, accompanied by their coach, Ken Frey, and assistant coach, Larry Hornbostel. One of the members of the team was Bill Frey, son of Senator Frey.

A group of students and cheer leaders of LaPorte City High School, LaPorte City, Iowa, accompanied by Miss Schrage. One of the cheer leaders was Sue Van Ginkel, niece of Senator Bortell.

Five foreign students, Terese Isaac, France; Maja Belopeta, Yugoslavia; Jose Senni, Argentina; Andrea Heinrich, Costa Rica; and Robert van Schaik, Holland, who are attending school in Carroll, Iowa, accompanied by Mrs. Arthur A. Neu, wife of Senator Neu.

Thirty-five students from Radcliffe High School, Radcliffe, Iowa, accompanied by Mr. Ashby and Mr. Molendorp.

Twenty students from Dallas Community School, accompanied by Mrs. Ellis.

Fifty students from Wilton Junction High School, Wilton Junction, Iowa, accompanied by Betty Fair.

Sixty-two students from North High School, Des Moines, Iowa, accompanied by Mr. Phillips and Mr. Lazear.

Fifty-five students from Starmont Community School, accompanied by Mr. Jones.

PETITION

The following petition was presented and placed on file:

By Senator Kyhl, from twelve residents of Grundy County favoring Sunday closing of businesses.

UNFINISHED BUSINESS

House File 1251

On motion of Senator Rabedeaux, House File 1251, a bill for an act relating to child labor, was taken up for consideration.

Senator Reichardt offered the following amendment:

- 1 Amend House File 1251, as amended and passed by the
- 2 House and reprinted, page 13, by adding after line
- 3 31 the following new section and renumbering the
- 4 subsequent section:
- 5 "Anyone subject to this Act employed in the
- 6 street trades who sells or delivers the product or
- 7 service of another, shall be an employee of such
- 8 person whose product or service is sold or delivered,
- 9 and shall not have the legal capacity to become an
- 10 independent contractor."

Senator Rabedeaux raised a point of order on the amendment for the reason that it was not germane to the bill.

The Chair ruled the point not well taken and the amendment in order.

Senator Reichardt moved the adoption of his amendment and requested a roll call.

On the question "Shall the Reichardt amendment be adopted?" (H.F. 1251) the vote was:

Ayes, 16:

Balloun	Doderer	Hill	Orr
Coleman	Gaudineer	Klink	Palmer
Denman	Glenn	Leonard	Rigler
Dodds	Griffin	O'Malley	Schaben

Nays, 32:

Bass	Frey	Lucken	Rabedeaux
Bortell	Gilley	Messerly	Reichardt
Briles	Hougen	Mogged	Smith
Brownlee	Keith	Mowry	Stephens
Curran	Kosek	Neu	Sullivan
Davis	Kyhl	Ollenburg	Thordsen
DeKoster	Lange	Parker	Van Gilst
Erskine	Laverty	Potter	Walsh

Absent or not voting, 13:

Anderson	DeHart	McGill	Shaff
Arbuckle	Frommelt	Nicholson	Shirley
Clarke	Lamborn	Potgeter	Weimer
Conklin			

The amendment lost.

Senator Gaudineer offered the following amendment and moved its adoption:

- 1 Amend House File 1251, as amended and passed by
- 2 the House, by inserting in page 3, in line 5 after the
- 3 word, "in" the words, "subsection 1 of".

The amendment was adopted.

Senator Walsh moved to reconsider the vote by which the following Glenn amendment to page 2 was adopted on March 18, 1970:

Amend House File 1251 as follows:

1. Page 2, line 11, by striking the words "provided that nothing", by striking all of lines 12, 13, and 14, by striking on line 15 all except the word "in" following the semi-colon (;), and on line 16 by striking the words "of thirty thousand or more inhabitants".

Roll call requested.

On the question "Shall the Glenn amendment be reconsidered?" (H.F. 1251) the vote was:

Ayes, 33:

Anderson	Erskine	Lange	Parker
Balloun	Gilley	Lavery	Potgeter
Bass	Griffin	Lucken	Rabedeaux
Briles	Hougen	Mogged	Smith
Brownlee	Keith	Mowry	Stephens
Clarke	Klink	Neu	Sullivan
Conklin	Kyhl	Nicholson	Thordsen
Curran	Lamborn	Ollenburg	Walsh
DeKoster			

Nays, 17:

Coleman	Frey	Hill	Palmer
Davis	Frommelt	Leonard	Potter
Denman	Gaudineer	O'Malley	Schaben
Dodds	Glenn	Orr	Van Gilst
Doderer			

Absent or not voting, 11:

Arbuckle	Kosek	Reichardt	Shirley
Bortell	McGill	Rigler	Weimer
DeHart	Messerly	Shaff	

The motion to reconsider prevailed.

Senator Glenn moved the adoption of his amendment and called for a division.

The amendment lost.

Senator Walsh offered the following amendment and moved its adoption:

Amend House File 1251, as amended, passed and reprinted by the House, as follows:

1. Page 2, line 15, by striking the words "of less than thirty thousand inhabitants;"; and inserting in lieu thereof the following: "and towns of less than ten thousand population and in areas outside the corporate limits of any city or town;".

2. Page 2, line 16, by striking the word "thirty" and inserting in lieu thereof "ten".

Roll call was requested.

On the question "Shall the Walsh amendment be adopted?" (H.F. 1251) the vote was:

Rule 24 was invoked.

Ayes, 42:

Balloun	Doderer	Lucken	Potter
Bass	Frommelt	Messerly	Rabedeaux
Brownlee	Gaudineer	Mogged	Reichardt
Clarke	Gilley	Neu	Rigler
Coleman	Griffin	Nicholson	Schaben
Conklin	Hill	Ollenburg	Smith
Curran	Klink	O'Malley	Sullivan
Davis	Kosek	Orr	Thordsen
DeHart	Lamborn	Palmer	Van Gilst
DeKoster	Lange	Potgeter	Walsh
Denman	Leonard		

Nays, 9:

Briles	Glenn	Kyhl	Parker
Dodds	Hougen	Mowry	Stephens
Frey			

Absent or not voting, 10:

Anderson	Erskine	McGill	Shirley
Arbuckle	Keith	Shaff	Weimer
Bortell	Laverty		

The amendment was adopted.

Senator Reichardt offered the following amendment:

Amend House File 1251, as amended and passed by the House and reprinted, page 13, by adding after line 31 the following new section and renumbering the subsequent sections:

"Anyone subject to this Act employed in the street trades who sells or delivers the product or service of another and who is designated in such capacity as an independent contractor shall be provided with the reasonable and necessary cost of all medical, hospital, nursing and doctor expenses incurred as the result of injuries sustained arising

out of and in the course of selling or delivering such product or service by the person, firm or corporation whose product or service is so delivered.”

President Jepsen took the chair at 12:03 p.m.

Senator DeKoster offered the following amendment to the amendment and moved its adoption:

Amend the Reichardt amendment of March 19, 1970, line 5, by adding after the word “Anyone” the words: “under the age of nineteen and”.

The amendment to the amendment was adopted.

Senator Reichardt moved the adoption of the amendment as amended.

Division was called for.

The amendment as amended was adopted.

Senator Rabedaux moved to reconsider the vote by which division 1 of the Messerly-Stephens amendment was adopted by the Senate.

Roll call was requested by Senator Glenn.

On the question “Shall Division 1 of the amendment be reconsidered?” (H.F. 1251) the vote was:

Ayes, 20:

Coleman	Frey	Neu	Reichardt
DeKoster	Frommelt	O'Malley	Schaben
Denman	Gaudineer	Orr	Shaff
Dodds	Glenn	Palmer	Sullivan
Doderer	Hill	Rabedaux	Walsh

Nays, 36:

Anderson	Davis	Lamborn	Ollenburg
Arbuckle	DeHart	Lange	Parker
Balloun	Erskine	Laverty	Potgeter
Bass	Gilley	Leonard	Potter
Bortell	Hougen	Lucken	Rigler
Brownlee	Keith	Messerly	Smith
Clarke	Klink	Mogged	Stephens
Conklin	Kosek	Mowry	Thordsen
Curran	Kyhl	Nicholson	Van Gilst

Absent or not voting, 5:

Briles	McGill	Shirley	Weimer
Griffin			

The motion to reconsider lost.

Senator Rabedaux moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1251) the vote was:

Ayes, 56:

Anderson	Dodds	Lamborn	Parker
Arbuckle	Doderer	Lange	Potgeter
Balloun	Erskine	Laverty	Potter
Bass	Frey	Leonard	Rabedeaux
Bortell	Frommelt	Lucken	Reichardt
Brownlee	Gaudineer	Messerly	Rigler
Clarke	Gilley	Mogged	Schaben
Coleman	Glenn	Mowry	Shaff
Conklin	Griffin	Neu	Smith
Curran	Hill	Nicholson	Stephens
Davis	Hougen	Ollenburg	Sullivan
DeHart	Keith	O'Malley	Thordsen
DeKoster	Kosek	Orr	Van Gilst
Denman	Kyhl	Palmer	Walsh

Nays, none.

Voting present, 1:

Klink

Absent or not voting, 4:

Briles	McGill	Shirley	Weimer
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler moved that the vote by which **House File 1251** passed the Senate be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has concurred in Senate amendment to and passed the following bill in which the concurrence of the House was asked:

House File 491, a bill for an act to authorize the establishment of rural water districts.

WILLIAM R. KENDRICK, Chief Clerk

On motion of Senator Rigler, the Senate recessed until 2:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Jepsen presiding.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Mogged, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully re-

ports that it has examined and finds correctly enrolled: Senate Files 628, 1149, 1163 and 1221; House Files 208, 231 and 1222.

CHARLES G. MOGGED
Chairman, Senate Committee
ELIZABETH SHAW
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: Senate Files 628, 1149, 1163 and 1221; House Files 208, 231 and 1222.

BILLS SENT TO THE GOVERNOR

Senator Mogged, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 19th day of March, 1970, sent to the Governor for his approval: Senate Files 628, 1149, 1163 and 1221.

CHARLES G. MOGGED, Chairman

Passed on file.

INTRODUCTION OF BILLS

Senate File 1300, by committee on ways and means, a bill for an act to amend Senate File 1088, Acts of the Sixty-third General Assembly, Second Session, to assure the right of protest and appeal of assessments thereunder.

Read first time and placed on calendar.

Senate File 1301, by committee on cities and towns (committee on cities and towns), a bill for an act relating to municipal parking facilities, to authorize cities and towns to issue revenue refunding bonds to refund revenue and revenue refunding bonds, or to refund such outstanding bonds and also improve a municipal parking system.

Read first time and placed on calendar.

WAYS AND MEANS COMMITTEE EXCUSED

Senator Frommelt asked and received unanimous consent that members of the committee on ways and means be excused to attend a committee meeting.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up out of order House File 1277.

House File 1277

On motion of Senator Kyhl, House File 1277, a bill for an act relating to motor vehicles approaching, entering and turning at and between intersections, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Kyhl moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1277) the vote was:

Ayes, 35:

Arbuckle	Doderer	Lamborn	Parker
Balloun	Erskine	Lange	Rabedeaux
Bass	Frey	Laverty	Rigler
Bortell	Gilley	Lucken	Stephens
Brownlee	Glenn	Mogged	Sullivan
Conklin	Griffin	Nicholson	Thordsen
DeHart	Klink	O'Malley	Van Gilst
Denman	Kosek	Orr	Walsh
Dodds	Kyhl	Palmer	

Nays, 1:

Gaudineer

Absent or not voting, 25:

Anderson	Frommelt	Messerly	Reichardt
Briles	Hill	Mowry	Schaben
Clarke	Hougen	Neu	Shaff
Coleman	Keith	Ollenburg	Shirley
Curran	Leonard	Potgeter	Smith
Davis	McGill	Potter	Weimer
DeKoster			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order House File 1122.

House File 1122

On motion of Senator Lamborn, House File 1122, a bill for an act relating to construction of public highways and certain other installations across the right-of-way of a drainage or levee district, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Lamborn moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1122) the vote was:

Ayes, 45:

Anderson	Erskine	Lamborn	Parker
Arbuckle	Frey	Lange	Potgeter
Balloun	Frommelt	Laverty	Rabedeaux
Bass	Gaudineer	Leonard	Rigler
Bortell	Gilley	Lucken	Schaben
Brownlee	Glenn	Mogged	Shaff
Clarke	Hougen	Mowry	Stephens
Conklin	Keith	Nicholson	Sullivan
DeHart	Klink	Ollenburg	Thordsen
Denman	Kosek	O'Malley	Van Gilst
Dodds	Kyhl	Orr	Walsh
Doderer			

Nays, none.

Absent or not voting, 16:

Briles	DeKoster	Messerly	Reichardt
Coleman	Griffin	Neu	Shirley
Curran	Hill	Palmer	Smith
Davis	McGill	Potter	Weimer

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Chair announced the special order of business for the consideration of House File 204.

CONSIDERATION OF BILLS

House File 204

On motion of Senator Stephens, House File 204, a bill for an act relating to librarians and guidance counselors for junior and senior high schools, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Conklin asked and received unanimous consent to withdraw the amendment filed by Senator Benda on May 9, 1969, and found on page 1548 of the 1969 Senate Journal.

Senator Conklin offered the following committee amendment:

Amend House File 204 as follows:

1. By striking from page 1, line 10, the words "The librarian may" and inserting in lieu thereof the words "At least one librarian shall".
2. By striking from page 1, line 11, the words "or may devote only part time" and inserting in lieu thereof the words "who may devote only part time but not less than one-half time".
3. By striking from page 1, line 14, the word "may" and inserting in lieu thereof the word "shall".

4. By striking from page 2, line 2, the words "The guidance counselor may" and inserting in lieu thereof the words "At least one guidance counselor shall".

5. By striking from page 2, line 3, the words "or may devote only part time" and inserting in lieu thereof the words "who may devote only part time but not less than one-half time".

6. By striking from page 2, line 6, the word "may" and inserting in lieu thereof the word "shall".

Senator Sullivan took the chair at 3:15 p.m.

Senator Conklin moved the adoption of the committee amendment and called for a division.

The amendment lost.

Senator Potgeter offered the following amendment:

Amend House File 204 as follows:

1. Page 1, by adding after line 17 the following new paragraph:

"The state board may allow a local board a one-year suspension of these requirements, or may approve either a librarian employed or shared by one or more schools, or a contractual agreement with a public library."

2. Page 2, by adding after line 17 the following new paragraph:

"The state board may allow a local board a one-year suspension of these requirements."

Senator Ollenburg offered the following amendment to the amendment:

Amend the Potgeter amendment, dated March 19, 1970, to House File 204 by striking the following in lines 6 and 7: ", or a contractual agreement with a public library".

President Jepsen took the chair at 4:05 p.m.

Senator Ollenburg moved the adoption of the amendment to the amendment and called for a division.

The amendment to the amendment was adopted.

Senator Potgeter moved the adoption of his amendment as amended.

Roll call was requested.

On the question "Shall the Potgeter amendment as amended be adopted?" (H.F. 204) the vote was:

Rule 24 was invoked.

Ayes, 25:

Anderson	Frey	Kosek	Potter
Balloun	Gilley	Kyhl	Schaben
Bass	Griffin	Lange	Shaff
Bortell	Hougen	Mogged	Smith
Briles	Keith	Nicholson	Stephens
Brownlee	Klink	Potgeter	Sullivan
DeHart			

Nays, 26:

Clarke	Erskine	Leonard	Orr
Conklin	Frommelt	Lucken	Palmer
Davis	Gaudineer	Messerly	Parker
DeKoster	Glenn	Neu	Rabedeaux
Denman	Hill	Ollenburg	Rigler
Dodds	Lamborn	O'Malley	Weimer
Doderer	Laverty		

Absent or not voting, 10:

Arbuckle	McGill	Shirley	Van Gilst
Coleman	Mowry	Thordsen	Walsh
Curran	Reichardt		

The amendment as amended lost.

Senator Anderson offered the following amendment:

Amend House File 204, page 2, by adding after line 17 the following new section:

"For the accomplishment of the provision of this Act and related consequences of the increased costs of the administration of the elementary and secondary schools of this state, it is declared to be the sense of the general assembly that the state department of public instruction forthwith declare a state of emergency to exist within this state as same pertains to the costs of education and that a moratorium be declared and a ceiling established, including a reduction in the administrative costs attributable to the operation of said schools and that the school boards of the state be advised of such action."

Senator Hill raised a point of order on the amendment for the reason that it was not germane to the bill.

The Chair ruled the point well taken and the amendment out of order.

Senator Balloun offered the following amendment and moved its adoption:

Amend House File 204 as follows:

1. Page 1, lines 14 and 15, by striking after the word "board" the words " , which may be guided by standards recommended by the state board".

2. Page 2, lines 6 and 7, by striking after the word "board" the words " , which may be guided by standards recommended by the state board".

Division was called for.

The amendment was adopted.

Senator Lamborn moved to reconsider the vote by which the Potgeter amendment as amended failed to be adopted.

Roll call was requested.

On the question "Shall the Potgeter amendment as amended be reconsidered?" (H.F. 204) the vote was:

Rule 24 was invoked.

Ayes, 24:

Anderson	DeHart	Klink	Nicholson
Balloun	Frey	Kyhl	Potgeter
Bass	Gilley	Lamborn	Potter
Bortell	Griffin	Lange	Shaff
Briles	Hougen	Messerly	Smith
Brownlee	Keith	Mogged	Stephens

Nays, 29:

Arbuckle	Frommelt	Lucken	Rabedeaux
Clarke	Gaudineer	Neu	Rigler
Conklin	Glenn	Ollenburg	Schaben
Davis	Hill	O'Malley	Sullivan
DeKoster	Kosek	Orr	Thordsen
Dodds	Laverty	Palmer	Walsh
Doderer	Leonard	Parker	Weimer
Erskine			

Absent or not voting, 8:

Coleman	Denman	Mowry	Shirley
Curran	McGill	Reichardt	Van Gilst

The motion to reconsider lost.

Senator Stephens moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 204) the vote was:

Ayes, 39:

Anderson	Erskine	Lange	Potter
Arbuckle	Frey	Laverty	Rabedeaux
Balloun	Gilley	Leonard	Rigler
Bass	Griffin	Lucken	Schaben
Bortell	Hougen	Messerly	Shaff
Briles	Keith	Mogged	Smith
Brownlee	Klink	Nicholson	Stephens
Davis	Kosek	Ollenburg	Sullivan
Dodds	Kyhl	Parker	Thordsen
Doderer	Lamborn	Potgeter	

Nays, 14:

Clarke	DeHart	Frommelt	Glenn
Conklin	DeKoster	Gaudineer	Hill

Neu O'Malley	Orr Palmer	Walsh	Weimer
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Absent or not voting, 8:

Coleman Curran	Denman McGill	Mowry Reichardt	Shirley Van Gilst
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stephens moved that the vote by which **House File 204** passed the Senate be reconsidered and the motion to reconsider be laid on the table.

Roll call was requested.

On the question "Shall the motion to reconsider be laid on the table?" (H.F. 204) the vote was:

Ayes, 34:

Anderson	Frey	Lange	Potter
Arbuckle	Gilley	Laverty	Rabedeaux
Balloun	Griffin	Lucken	Rigler
Bass	Hougen	Messerly	Shaff
Bortell	Keith	Mogged	Smith
Briles	Klink	Nicholson	Stephens
Brownlee	Kosek	Ollenburg	Sullivan
Clarke	Kyhl	Potgeter	Thordsen
Erskine	Lamborn		

Nays, 19:

Conklin	Doderer	Leonard	Parker
Davis	Frommelt	Neu	Schaben
DeHart	Gaudineer	O'Malley	Walsh
DeKoster	Glenn	Orr	Weimer
Dodds	Hill	Palmer	

Absent or not voting, 8:

Coleman Curran	Denman McGill	Mowry Reichardt	Shirley Van Gilst
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The motion prevailed.

SENATE FILE WITHDRAWN

Senator Stephens asked and received unanimous consent that **Senate File 259** be withdrawn from further consideration of the Senate.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up out of order House File 199.

House File 199

On motion of Senator Arbuckle, House File 199, a bill for an act

relating to vital statistics, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Arbuckle offered the following committee amendment No. 1:

Amendment No. 1

Amend House File 199 as follows:

1. Page 9, line 1, by inserting after the word "birth" the words "at least".

2. Page 9, line 1, by striking the word "said" and inserting in lieu thereof the word "such".

3. Page 9, line 1, by inserting after the period the following new sentence:

If both persons to be named as parents are not a party to the petition, such person or persons, if living, shall also be given at least ten days' notice of the hearing. The court shall prescribe the manner of such notice.

4. Page 10, line 1, by inserting after the word "court" the words " , unless found by the court to be unavailable after diligent inquiry".

5. Page 11, line 2, by inserting after the word "regulation" the words "for statistical or administrative purposes, only".

6. Page 12, lines 11 and 12, by striking the words "When death occurred without medical attendance or when" and inserting in lieu thereof the word "When".

7. Page 12, line 17, by striking the word "twenty-five" and inserting in lieu thereof the word "twenty".

8. Page 13, by striking lines 32 through 35, inclusive, and page 14, by striking line 1 and inserting in lieu thereof the following:

Sec. 35. Disinterment of a dead body or fetus shall be allowed for the purpose of autopsy or reburial only, and then only if accomplished by a licensed funeral director or embalmer. A permit for such disinterment and, thereafter, reinterment shall be issued by the state registrar according to rules and regulations adopted pursuant to chapter seventeen A (17A) of the Code or when ordered by the district court of the county in which such body is buried. The state registrar, without a court order, shall not issue a permit without the consent of the surviving spouse or in case of such spouse's absence, death, or incapacity, the next of kin. Disinterment for the purpose of reburial may be allowed by court order only upon a showing of substantial benefit to the public. Disinterment for the purpose of autopsy or reburial by court order shall be allowed only when reasonable cause is shown that someone is criminally or civilly responsible for such death, after hearing, upon reasonable notice prescribed by the court to the surviving spouse or in his or her absence, death, or incapacity, the next of kin. Due consideration shall be given to the public health, the dead, and the feeling of relatives.

9. Page 14, line 30, by adding after the period the following:

A properly indexed permanent record of marriage certificates upon microfilm, electronic computer, or data processing equipment may be kept instead of marriage record books.

10. Page 15, line 6, by inserting after the word "prepared" the words "by the clerk of court or by the petitioner or his legal representative if directed by the clerk".

11. Page 15, line 16, by adding after the period the following:

A properly indexed record of divorces upon microfilm, electronic computer, or data processing equipment may be kept instead of divorce record books.

12. Page 15, line 35, by inserting after the word "jurisdiction" the words "or certificate of the clerk of court pursuant to chapter six hundred seventy-four (674) of the Code".

13. Page 19, by inserting after line 33 the following new subsection:

6. Disinterring a body in violation of section thirty-five (35) of this Act.

14. Page 20, line 2, by striking the words ", or both such fine and imprisonment".

15. Page 20, by striking all after the word "circumstances" in line 13 and all of lines 14 through 16, inclusive, and inserting in lieu thereof the words ", for such action as is appropriate."

16. By adding thereto the following new sections:

58. Section five hundred ninety-eight point three (598.3), Code 1966, is hereby amended by inserting in line twelve (12) after the semicolon the following:

"such information as required by section thirty-eight (38) of this Act".

59. Section six hundred point one (600.1), Code 1966, is hereby amended by striking in line thirty-four (34) the period and inserting in lieu thereof the following:

"; and the information required pursuant to section twenty-one (21) of this Act or a statement that such information is not available after diligent inquiry."

Senator Arbuckle offered the following amendment to the amendment and moved its adoption:

Amend the state government committee amendment number one to House File 199, filed March 5, 1970, found on pages 757, 758, and 759 of the Senate Journal, as follows:

1. Line 73, by inserting before the figure "58" the abbreviated word "Sec."

2. Line 78, by inserting before the figure "59" the abbreviated word "Sec."

The amendment to the amendment was adopted.

On motion of Senator Arbuckle, committee amendment No. 1, as amended, was adopted.

Senator Arbuckle offered the following committee amendment No. 2:

Amendment No. 2

Amend House File 199, as amended and passed by the House, as follows:

1. Page 16, by inserting after line 21 the following sections:

a. "To protect the integrity of vital statistics records, to insure their proper use, and to insure the efficient and proper administration of the vital statistics system, access to vital statistics records shall be limited to the custodian and his employees, and then only for administrative purposes. It shall be unlawful for any custodian to permit inspection of, or to disclose information contained in vital statistics records, or to copy or permit to be copied all or part of any such record except as authorized by regulation."

b. "The department may permit access to vital statistics by professional genealogists and historians, and many authorize the disclosure of data contained in vital statistics records when deemed essential for bona fide research purposes which are not for private gain. Information in vital statistics records indicating that a birth occurred out of wedlock shall not be disclosed except as provided by regulation or upon order of a court of competent jurisdiction."

c. "Appeals from decisions of the custodians of permanent local records refusing to disclose information, or refusing to permit inspection or copying of records shall be made to the state registrar, whose decisions shall be binding upon the local custodians."

2. By renumbering the sections accordingly.

Senator Gaudineer offered the following amendment to the amendment and moved its adoption:

Amend the committee on state government amendment No. 2 to House File 199, filed March 5, 1970, as follows:

1. Line 6, by inserting after the word "system" the words "kept by the state registrar".

2. Line 7, by inserting after the word "records" the words "kept by the state registrar".

3. Line 7, by striking the word "custodian" and by inserting in lieu thereof the words "state registrar".

4. Line 9, by striking the words "any custodian" and by inserting in lieu thereof the words "the state registrar".

5. By striking lines 21 through 25, inclusive.

The amendment to the amendment was adopted.

Senator Gaudineer asked and received unanimous consent to withdraw the amendment filed by him on March 18, 1970, and found on page 945 of the Senate Journal.

Senator Arbuckle offered the following amendment to the amendment and moved its adoption:

1 Amend the state government committee amendment number

2 2 to House File 199, filed March 5, 1970, found on page

3 759 of the Senate Journal, by striking from line 20 the

4 words "court of competent jurisdiction" and inserting in

5 lieu thereof the word "district court".

The amendment to the amendment was adopted.

Senator Arbuckle asked and received unanimous consent to withdraw the amendment filed by Senator Mowry on March 17, 1970, and found on page 925 of the Senate Journal.

On motion of Senator Arbuckle, committee amendment No. 2, as amended, was adopted.

Senator Arbuckle moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 199) the vote was:

Ayes, 45:

Anderson	Erskine	Lamborn	Parker
Arbuckle	Frommelt	Lange	Potgeter
Balloun	Gaudineer	Laverty	Potter
Bass	Gilley	Leonard	Rabedeaux
Briles	Glenn	Messerly	Rigler
Brownlee	Hill	Mogged	Shaff
Clarke	Hougen	Neu	Smith
Davis	Keith	Nicholson	Sullivan
DeHart	Klink	Ollenburg	Thordsen
DeKoster	Kosek	Orr	Walsh
Dodds	Kyhl	Palmer	Weimer
Doderer			

Nays, 1:

Conklin

Absent or not voting, 15:

Bortell	Frey	Mowry	Shirley
Coleman	Griffin	O'Malley	Stephens
Curran	Lucken	Reichardt	Van Gilst
Denman	McGill	Schaben	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

SENATE FILE WITHDRAWN

Senator Arbuckle asked and received unanimous consent that **Senate File 256** be withdrawn from further consideration of the Senate.

SPECIAL ORDER POSTPONED

Senator Rigler asked and received unanimous consent to postpone the special order of business on **Senate File 456** until Friday, March 20, 1970, at 8:45 a.m.

SENATE CONCURRENT RESOLUTION 119

By Committee on Ways and Means

Whereas, recent studies have emphasized the gross inequities of the current tax system as a method of funding local governmental functions; and

Whereas, many taxpayers are strongly objecting to the large share of public school expenditures being paid from property tax revenue; and

Whereas, cities and towns and counties are experiencing difficulty operating within the current maximum property tax mill levies; and

Whereas, urban and rural property owners are paying a large share of the costs of local government; and

Whereas, ownership of property is not an accurate indicator of the owner's ability to pay taxes, nor a realistic measure of benefits received; *Now, Therefore,*

Be It Resolved by the Senate, the House Concurring, That the legislative council shall create a study committee to conduct during the 1970 interim a detailed study of the tax structure as it relates to local taxing body expenditures and recommend methods of implementing tax reform measures which will effectively reduce emphasis on local property taxes; and

Be It Further Resolved, That the membership of the study committee shall consist of not more than fifteen legislators representing the Senate and House committees on ways and means, cities and towns, schools, and county government, said membership to be appointed jointly by the President of the Senate and Speaker of the House; and

Be It Further Resolved, That staff assistance be provided by the legislative service bureau, the department of revenue, the state comptroller, and the department of public instruction within the limits of available funds of said departments and moneys available to the General Assembly, and the study committee may employ other employees as its deems desirable from funds available for such purpose; and

Be It Further Resolved, That a report of the findings and recommendations of such study be submitted to the legislative council and the General Assembly prior to the convening of the Sixty-fourth General Assembly, First Session, and further supplemental reports may be presented at any time thereafter, accompanied by bill drafts designed to carry out the recommendations of the study committee.

BILLS ASSIGNED TO COMMITTEE

President Jepsen announced the assignment of the following bills to committee:

H. F. 1118 Human and industrial relations

H. F. 1233 Ways and means

H. F. 1253 Judiciary

H. F. 1309 Schools

H.C.R. 122 Social services

COMMUNICATION
STATE COMPTROLLER
Des Moines

March 19, 1970

Mr. Carroll Lane
Secretary of Senate
State House
Local

Dear Mr. Lane:

There are transmitted herewith claims against the State of Iowa, to be filed with the claims committee of the Senate.

These include three claims of a general nature, and are supplemental to claims presented on January 13 and March 9, 1970.

Index is attached showing number of claim, name and address of claimant, amount of claim and amount approved.

Very truly yours,
MAURICE E. BARINGER, Chairman
State Appeal Board

Receipt of the above is hereby acknowledged.

CARROLL LANE, Secretary of Senate

OFFICE
STATE COMPTROLLER

Claim Number	Name of Claimant and Nature of Claim	Amount of Claim	Amount Approved by Board
1274-64-25	Willard M. Freed, Iowa City, Iowa— Attorney Fees in Election Contest	\$1,632.00	Disapproved
1275-64-25	Harry H. Smith, Sioux City, Iowa— Attorney Fees in Election Contest	1,717.73	Disapproved
1288-64-25	Harold A. Thordsen, Davenport, Iowa— Attorney Fees in Election Contest	1,799.82	Disapproved

EXPLANATION OF VOTE

I voted "aye" on House File 204 in order to file a motion to reconsider the bill. I believe House File 204 is moving in the wrong direction, and I opposed the passage of House File 204.

MINNETTE DODERER

REPORTS OF COMMITTEES

Senator Messerly submitted the following reports:

MR. PRESIDENT: Your committee on appropriations, to which was referred **Senate File 1078**, a bill for an act to appropriate from the general fund of the State of Iowa for capital improvements at the Iowa Soldiers Home at Marshalltown, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

1. Page 1, by striking lines 5 and 6 and inserting in lieu thereof the words "There is hereby re-appropriated from funds appropriated

to the Department of Social Services by chapter Fifty-five (55), Acts of the Sixty-third General Assembly, First Session."

2. Page 1, lines 2 and 8, by striking the words "general fund of the State of Iowa" and inserting in lieu thereof the words "biennial appropriation of the Department of Social Services".

FRANCIS L. MESSERLY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate Joint Resolution 1005, a joint resolution to make an appropriation to the college of osteopathic medicine and surgery, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

1. Strike all of lines one and two on page one and substitute in lieu thereof the following:

"A Joint Resolution expressing the sense of the General Assembly regarding the proposed new education building at the College of Osteopathic Medicine and Surgery."

2. Further amend Senate Joint Resolution 1005 by striking all of section 1 and substituting in lieu thereof the following: "We encourage the college to pursue with vigor the fund drives under way and urge the 64th General Assembly to give early consideration to making an appropriation adequate to insure that the new facility will become a reality."

3. Further amend Senate Joint Resolution 1005 by striking the explanation at the bottom of page 2.

FRANCIS L. MESSERLY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations, to which was referred House File 1243, a bill for an act relating to the definition, licensing, inspection, and regulation of health care facilities, and providing for adoption of rules, enforcement procedures, and penalties, begs leave to report it has had the same under consideration and recommends the same do pass.

FRANCIS L. MESSERLY, Chairman

Ordered passed on file.

Senator Briles submitted the following reports:

MR. PRESIDENT: Your committee on county government, to which was referred House File 1161, a bill for an act relating to the voting rights of county residents in annexation proceedings, begs leave to report it has had the same under consideration and recommends the same do pass.

JAMES E. BRILES, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on county government, to which was referred House File 1315, a bill for an act to legalize payment made for foster home care in Pottawattamie County, begs leave to report it has had the same under consideration and recommends the same do pass.

JAMES E. BRILES, Chairman

Ordered passed on file.

Senator Clarke submitted the following reports:

MR. PRESIDENT: Your committee on state government, to which was referred **House File 354**, a bill for an act relating to the state printing department and public printing, begs leave to report it has had the same under consideration and recommends the same **do pass.***

HUGH H. CLARKE, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on state government, to which was referred **House File 1171**, a bill for an act relating to the terms of office of the architectural examining board, begs leave to report it has had the same under consideration and recommends the same **do pass.***

HUGH H. CLARKE, Chairman

Ordered passed on file.

Senator Shaff submitted the following reports:

MR. PRESIDENT: Your committee on ways and means, to which was referred **Senate File 388**, a bill for an act relating to the sales tax on services, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

Amend Senate File 388 as follows:

1. Page 1, line 6, by striking the words "as follows:" and by striking lines 7 through 10, inclusive, and inserting in lieu thereof the following: "by inserting in line nine (9) after the word 'laundrying' the words ', except coin-operated laundries'".

2. Page 1, by adding after line 10, the following new section:

"Sec. 2. This Act shall become effective on July 1, 1971."

3. Page 1, by striking from line 1 the words "relating to the sales" and inserting in lieu thereof the words "exempting coin-operated laundries from the".

ROGER J. SHAFF, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on ways and means, to which was referred **House File 1268**, a bill for an act relating to taxation of mobile homes, providing for allocation of the proceeds of such tax, and requiring that manufacturers and dealers notify the county treasurer of the sale and delivery of a mobile home, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

Amend House File 1268 by striking everything after page 2, line 32.

ROGER J. SHAFF, Chairman

Ordered passed on file.

*Denotes a unanimous committee vote.

AMENDMENTS FILED

1 Amend Senate File 456 as follows:

2 1. Page 2, by striking lines 2 through 27, inclusive, and insert-
3 ing in lieu thereof the following:

4 "which shall consist of nine members appointed by the governor,
5 as follows:

6 1. Five members shall be nursing home administrators, at
7 least one of whom shall be an administrator of a nonproprietary
8 nursing home, chosen by the governor from lists of three or more
9 persons nominated for each such appointment by the professional
10 nursing home associations in the state.

11 2. One physician, surgeon, or osteopathic physician or
12 surgeon.

13 3. One registered nurse or licensed practical nurse.

14 4. One pharmacist.

15 5. One person active in or who has had experience in an
16 educational program in nursing home administration or in a re-
17 lated health care field, at a university or college.

18 In making the initial appointments under this Act, the gover-
19 nor shall appoint three members to serve until June 30, 1971,
20 three members to serve until June 30, 1972, and three members,
21 including at least two of the nursing home administrators, to
22 serve until June 30, 1973. Thereafter, all appointments to the
23 board shall be for terms of three years, except that vacancies
24 shall be filled for the unexpired portion of the term in which
25 the vacancy exists. Any board member may be removed by the gover-
26 nor for good cause after due notice and hearing. Initial appoint-
27 ments of nursing home administrators to the board, after the
28 effective date of this Act, shall be limited to persons who are
29 actually serving as nursing home administrators, as defined by
30 this Act, and who have served in such capacity for at least two
31 years immediately preceding appointment to the board. After such
32 initial appointments have been".

33 2. Page 3, by striking lines 18 through 25, inclusive, and insert-
34 ing in lieu thereof the following new paragraph:

35 Any person who, on the effective date of this Act, has
36 actually served as a nursing home administrator for at least two
37 years immediately preceding such date, but who has not complied
38 with subsections two (2) and three (3) of this section, may be
39 issued a temporary license upon payment of the required fee, but
40 any such license shall expire no later than June 30, 1972. During
41 the period when temporary licenses may be issued the board shall
42 offer a program of training and instruction designed to enable all
43 temporary licensees to attain the qualifications necessary to be
44 licensed as nursing home administrators.

45 3. Page 4, by striking from line 5 the word "ten" and inserting
46 in lieu thereof the word "thirty".

47 4. Page 4, by striking from line 10 the words "state treasurer"
48 and inserting in lieu thereof the words "treasurer of state".

49 5. Page 6, by inserting in line 12 after the word "board" the
50 words " , except that biennially the individual requesting renewal
51 shall submit evidence satisfactory to the board that during the
52 biennial period immediately preceding such application he has
53 attended a continuing educational program or course of study as
54 required by the rules of the board".

55 6. Page 6, by inserting in line 14 after the word "in" the words
56 "accordance with the rules or in".

57 7. Page 6, by striking from line 20 the words "the board".

58 8. Page 6, by striking lines 21 through 24, inclusive, and insert-
59 ing in lieu thereof the words and figures "reciprocal agreements
60 are entered into with another jurisdiction under sections one
61 hundred forty-seven point forty-five (147.45) through one hundred
62 forty-seven point fifty-four (147.54), inclusive, of the Code."

CHESTER O. HOUGEN
CLIFTON C. LAMBORN
CHARLES G. MOGGED

1 Amend Senate File 456 as follows:

2 1. Page 2, after line 29, by inserting the following
3 new paragraph:

4 "The board shall be within the department of social serv-
5 ices for administrative purposes. The department shall
6 furnish the board with the necessary facilities and employees
7 to perform the duties required by this Act."

8 2. By striking on page 4 all of lines 25 through 27,
9 inclusive, and by inserting in lieu thereof the word "officials."

HUGH H. CLARKE
ROBERT R. RIGLER
LEE H. GAUDINEER, JR.

1 Amend the committee on social services amendment to Senate
2 File 456, filed March 4, 1970, and found on pages 735-736 of the
3 Senate Journal, as follows:

4 1. By striking lines 4 through 21, inclusive, and inserting in
5 lieu thereof the following:

6 "which shall consist of seven members who are either owners
7 or administrators of nursing homes, chosen by the governor from
8 lists of three or more persons nominated for each such appointment
9 by the professional nursing home associations in the state. In
10 making the initial appointments under this Act, the governor shall
11 choose, from a single list of twenty-one or more owners and
12 administrators of nursing homes nominated by the professional
13 nursing home associations in the state, three members to serve
14 until June 30, 1971, two members to serve until June 30, 1972,
15 and two members to".

16 2. By inserting in line 36 after the word "least" the words
17 "five years, upon application and payment of the license fee
18 prescribed by this Act, shall be issued a license as a nursing
19 home administrator without complying with subsections two (2)
20 and three (3) of this section. Any person who has actually so
21 served for at least".

JOHN L. MOWRY

1 Amend the Clarke, et al., amendment to Senate File 585, filed
2 March 12, 1970, as follows:

3 1. By striking lines 27, 28, 29.

4 2. By striking lines 30 through 83, inclusive, and by
5 inserting in lieu thereof the following:

6 "6. Line 18, by striking the words 'training in the
7 medical specialty of' and by inserting in lieu thereof the
8 words 'knowledge in'."

9 3. By striking lines 34 through 36, inclusive, and by
10 inserting in lieu thereof the following new division:

- 11 "By striking lines 20, 21, and 22 and by striking from
 12 line 23 the words 'is six years' and inserting in lieu
 13 thereof the words 'the governor'."
 14 4. By inserting after line 86 the following new division
 15 and by renumbering the remaining divisions in conformity
 16 therewith:
 17 "8. By striking from line 27 the words 'The board of'
 18 and all of lines 28 and 29."
 19 5. By striking lines 84 through 88, inclusive.

LEE H. GAUDINEER, JR.
 HUGH H. CLARKE
 DEAN ARBUCKLE

- 1 Amend Senate File 1084, page 12, by striking lines 33 and
 2 34 and relettering the subsequent paragraph.

CHARLES F. BALLOUN

- 1 Amend Senate File 1232 as follows:
 2 1. By striking everything after the enacting clause and insert-
 3 ing in lieu thereof the following:
 4 Section 1. Purpose
 5 The purpose of this Act is to require cities, towns, and
 6 counties to provide sanitary disposal projects for the final
 7 disposition of solid wastes by their residents and, thereby,
 8 protect the citizens of this state from such hazards to their
 9 health, safety and welfare that result from the uncontrolled
 10 disposal of solid wastes.
 11 Sec. 2. Definitions.
 12 As used in this Act unless the context clearly indicates
 13 a contrary intent:
 14 1. "Public agency" means a public agency as defined in
 15 section twenty-eight E point two (28E.2) of the Code.
 16 2. "Private agency" means a private agency as defined in
 17 section twenty-eight E point two (28E.2) of the Code.
 18 3. "Sanitary disposal project" means all facilities and
 19 appurtenances including all real and personal property con-
 20 nected with such facilities, which are acquired, purchased,
 21 constructed, reconstructed, equipped, improved, extended, main-
 22 tained, or operated to facilitate the final disposition of solid
 23 waste without creating a significant hazard to the public health
 24 or safety, and which are approved by the commissioner of public
 25 health.
 26 4. "Solid waste" means garbage, refuse, rubbish, and
 27 other similar discarded solid or semisolid materials, includ-
 28 ing but not limited to such materials resulting from industrial,
 29 commercial, agricultural, and domestic activities. Solid waste
 30 may include vehicles, as defined by subsection one (1) of sec-
 31 tion three hundred twenty-one point one (321.1) of the Code.
 32 Sec. 3. Mandatory Establishment of Sanitary Disposal
 33 Projects.
 34 Every city, town and county of this state shall provide
 35 for the establishment and operation of a sanitary disposal
 36 project for final disposal of solid waste by its residents not
 37 later than the first of July, 1975. Sanitary disposal projects
 38 may be established either separately or through cooperative
 39 efforts for the joint use of the participating public agencies
 40 as provided by law.

41 Cities, towns and counties may execute with public and pri-
42 vate agencies contracts, leases, or other necessary instruments,
43 purchase land and do all things necessary not prohibited by law
44 for the collection of solid waste, establishment and operation
45 of sanitary disposal projects, and general administration of
46 the same. Any agreement executed with a private agency for the
47 operation of a sanitary disposal project shall provide for the
48 posting of a sufficient surety bond by the private agency con-
49 ditioned upon the faithful performance of the agreement.

50 Sec. 4. Commissioner of Public Health—Duties.

51 The commissioner of public health shall administer the pro-
52 visions of this Act, and the provisions of chapter one hundred
53 thirty-five (135) of the Code shall be applicable to this Act.

54 Local boards of health shall cooperate in the enforcement
55 of this Act and the commissioner of public health may seek
56 their aid and delegate duties of the state department of health
57 to local boards of health in the manner provided in chapter one
58 hundred sixty-three (163), Acts of the Sixty-second General As-
59 sembly.

60 Sec. 5. Rules and Regulations.

61 The commissioner of public health shall promulgate, adopt
62 and enforce rules for the proper administration of this Act
63 which shall reflect and accommodate insofar as is reasonably
64 possible those current and generally accepted methods and tech-
65 niques for treatment and disposition of solid waste which will
66 serve the purposes of this Act, which shall take into consider-
67 ation such factors, including others which it may deem proper,
68 as existing physical conditions, topography, soils and geology,
69 climate, transportation, and land use, such rules including but
70 not limited to rules relating to the establishment and location
71 of sanitary disposal projects, sanitary practices, inspection
72 of sanitary disposal projects, collection of solid waste, dis-
73 posal of solid waste, pollution controls, the issuance of per-
74 mits, approved methods of private disposition of solid waste,
75 the general operation and maintenance of sanitary disposal
76 projects, and the implementation of this Act. Prior to issu-
77 ance of rules and regulations or amendments thereto, the com-
78 missioner of public health shall hold at least one public hear-
79 ing on the proposed rules or amendments, and shall give notice
80 of such hearing at least thirty days in advance of publishing
81 notice in a newspaper of general circulation in the state.

82 The Iowa air pollution control commission and the Iowa water
83 pollution control commission shall aid the commissioner of
84 public health in the administration of this Act including the
85 promulgation and adoption of rules and other duties which may
86 be agreed upon by the commissioner of public health and the
87 Iowa air pollution control commission and Iowa water pollution
88 control commission. All rules promulgated shall be subject
89 to the provisions of chapter seventeen A (17A) of the Code.

90 Sec. 6. Certification of Sanitary Disposal Projects.

91 The commissioner of public health shall certify if dis-
92 posal projects operated or planned to be operated by or for
93 cities, towns, counties and those operated by private agencies
94 meet the standards provided for by this Act and the rules and
95 regulations of the commissioner of public health, by issuing
96 a permit for existing disposal projects which fully comply,

97 and for planned sanitary disposal projects whose plans fully
98 comply, with all provisions of this Act and rules and regula-
99 tions issued pursuant thereto. Permits shall be issued for
100 existing disposal sites which have not met all the provisions
101 of this Act and rules and regulations issued pursuant thereto,
102 if a comprehensive plan for compliance within the time limita-
103 tions required by this Act is developed by a city, town, county
104 or private agency and is approved by the commissioner of public
105 health. Every city, town or county of this state and every
106 private agency involved in the final disposal of solid waste
107 shall qualify for a permit by the first of July, 1975 or be
108 subject to such legal actions authorized by section ten (10)
109 of this Act.

110 Permits shall be issued without fee by the commissioner
111 of public health or at his direction, by a local board of health,
112 for each sanitary disposal project operated in this state.
113 Such permits shall be issued in the name of the city, town
114 or county or, where applicable, in the name of the public or
115 private agency operating such project. Each sanitary disposal
116 project shall be inspected annually by the commissioner of
117 public health or a local board of health. The permits issued
118 pursuant to this section shall be in addition to any other
119 licenses, permits or variances authorized by law. A permit
120 may be suspended or revoked after notice and hearing before
121 the commissioner of public health or his designee if a sani-
122 tary disposal project is found not to meet the requirements
123 of the provisions of this Act or rules and regulations issued
124 pursuant thereto.

125 Sec. 7. City, Town and County Sanitary Disposal Projects—
126 Compliance—Development of Plans.

127 Not later than thirty months from the effective date of
128 this Act every city, town, county and every private agency
129 operating or planning to operate a sanitary disposal project
130 shall file with the commissioner of public health a plan de-
131 tailing the method by which the city, town, county or private
132 agency will comply with the provisions of this Act. The com-
133 missioner of public health shall review each plan submitted
134 and may reject, suggest modification, or approve the proposed
135 plan. The commissioner of public health shall aid in the de-
136 velopment of plans for compliance with the provisions of this
137 Act. The commissioner of public health shall make available
138 to each city, town, county or private agency appropriate forms
139 for the submission of plans and may hold hearings for the pur-
140 pose of implementing this Act.

141 Sec. 8. Financing of Sanitary Disposal Projects.

142 The board of supervisors of any county may annually levy
143 a tax not to exceed one-fourth mill on all taxable property in
144 the county outside the incorporated limits of any city or town
145 for the purpose of planning, financing or operating a sanitary
146 disposal project.

147 Sec. 9. City Financing of Sanitary Disposal Projects.

148 The governing body of any city or town may cause to be
149 levied a tax annually on all taxable property within its cor-
150 porate limits not to exceed one mill for the purpose of planning,
151 financing or operating a sanitary disposal project and such tax

152 shall not be subject to the thirty mill levy limitation contained
153 in section four hundred four point two (404.2) of the Code, and
154 shall be in addition to the taxes authorized by section four
155 hundred four point two (404.2) of the Code and this provision
156 shall not be construed to be a substitute for or a limitation
157 upon any levy otherwise authorized by law.

158 Sec. 10. Prohibited Practices—Penalties—Enforcement.

159 1. Commencing July 1, 1975 it shall be unlawful for any
160 private agency or public agency to dump or deposit or permit
161 the dumping or depositing of any solid waste at any place
162 other than a sanitary disposal approved by the commissioner
163 of public health. This section shall not prohibit a private
164 agency or public agency from dumping or depositing solid waste
165 resulting from their own residential, farming, manufacturing,
166 mining or commercial activities on land owned or leased by
167 them if such action does not violate any statute of this state
168 or rules and regulations promulgated by the commissioner of
169 public health or local boards of health, or local ordinances,
170 or rules and regulations issued by the Iowa air pollution control
171 commission or Iowa water pollution control commission.
172 A violation of this subsection shall be a misdemeanor.

173 2. The commissioner of public health may issue any order
174 necessary to secure compliance with or prevent a violation of
175 the provisions of this Act or the rules and regulations promul-
176 gated pursuant thereto. The attorney general shall, on
177 request of the commissioner of public health, institute any
178 legal proceedings necessary in obtaining compliance with an
179 order of the commissioner of public health or prosecuting any
180 person for a violation of the provisions of this Act or rules
181 and regulations issued pursuant thereto.

182 Sec. 11. Orders of Commissioner of Public Health—Appeals.

183 Any person aggrieved by an order of the commissioner of
184 public health issued as provided in this Act may appeal the
185 same by filing a written notice of appeal with the commissioner
186 of public health within thirty days of the issuance of the
187 order. The commissioner of public health shall schedule a
188 hearing for the purpose of hearing the arguments of the ag-
189 grieved person within thirty days of the filing of the notice
190 of appeal. The hearing may be held before the commissioner of
191 public health or his designee. A complete record shall be made
192 of the proceedings. The commissioner of public health shall
193 issue the findings in writing to the aggrieved person within
194 thirty days of the conclusion of such hearing. If such person
195 is not satisfied with the findings of the commissioner of pub-
196 lic health, he may appeal such findings to the district court
197 of the county wherein the acts in issue occurred. Such appeal
198 shall be made within thirty days of the issuance of the find-
199 ings of the commissioner of public health and a copy of the
200 same shall be filed with the commissioner of public health.
201 The court upon the filing of such appeal shall hear the appeal
202 in equity.

203 Sec. 12. Section one hundred thirty-five point eleven
204 (135.11), subsection seven (7), Code 1966, is hereby amended
205 by inserting in line two (2) after the word "plants," the words
206 "sanitary disposal projects,".

207 Sec. 13. Section one hundred thirty-six point three
 208 (136.3), subsection two (2), subdivision c, is hereby amended
 209 by inserting in line (2) after the comma the words "sani-
 210 tary disposal projects,".

211 Sec. 14. Section three hundred sixty-eight point twenty-
 212 four (368.24), Code 1966, as amended by chapter three hundred
 213 fifteen (315), sections one (1) and two (2), Acts of the Sixty-
 214 second General Assembly, is further amended as follows:

215 1. By striking from line three (3) the words "garbage
 216 and refuse" and inserting in lieu thereof the words "garbage,
 217 refuse, and other solid waste,".

218 2. By inserting in line five (5) following the word
 219 "grounds" the words "and other sanitary disposal projects".

220 3. By striking from line ten (10) the words "refuse and
 221 garbage" and inserting in lieu thereof the words "refuse,
 222 garbage, and other solid waste".

223 4. By inserting in line eleven (11) after the word "dump"
 224 the words ", sanitary disposal project,".

225 5. By striking from line fourteen (14) the word "or" and
 226 inserting in lieu thereof the words ", sanitary disposal proj-
 227 ect, or other,".

228 6. By striking from lines seventeen (17) the words "and
 229 refuse" and inserting in lieu thereof the words ", refuse, and
 230 other solid waste".

231 Sec. 15. Section four hundred four point nine (404.9),
 232 Code 1966, is hereby amended as follows:

233 1. By inserting in subsection three (3), line three (3),
 234 after the word "grounds" the words "and sanitary disposal
 235 projects".

236 2. By inserting in subsection five (5), line two (2),
 237 after the word "of" the words "solid waste,".

238 Sec. 16. Section four hundred seven point three (407.3),
 239 Code 1966, is hereby amended by striking subsection two (2).

240 Sec. 17. Section four hundred twenty point one hundred
 241 seventy-one (420.171), Code 1966, is hereby amended by insert-
 242 ing in line ten (10) after the word "garbage" the words "and
 243 other solid waste".

244 Sec. 18. Section four hundred eight A point seven (408A.7),
 245 Code 1966, is hereby amended by inserting in line four (4)
 246 after the word "viaducts" the words ", sanitary disposal proj-
 247 ects as defined in section two (2) of this Act".

248 Sec. 19. Chapter three hundred forty-six (346), Code
 249 1966, is amended by adding the following new section thereto:

250 "The boards of supervisors of counties are hereby author-
 251 ized to contract indebtedness and to issue general obligation
 252 bonds of the county to provide funds to pay the cost of estab-
 253 lishing, constructing, acquiring, purchasing, equipping, im-
 254 proving, extending, reconstructing and repairing sanitary dis-
 255 posal projects as defined in section two (2) of this Act.

256 Such bonds shall be in denominations of not less than one
 257 hundred dollars nor more than ten thousand dollars, and shall
 258 draw interest at a rate not to exceed seven percent per annum,
 259 payable annually or semiannually. Such bonds shall be due
 260 and payable in not more than twenty years from the date of

261 issuance but may be made subject to redemption in such manner
 262 and upon such terms as is stated on the face thereof, shall
 263 be in such form as the board of supervisors shall by resolu-
 264 tion provide, and shall show on their face that they are county
 265 sanitary disposal bonds payable from the fund hereinafter pro-
 266 vided. The board of supervisors shall cause to be assessed
 267 and levied each year upon all the taxable property in the
 268 county, which is not within an incorporated city or town, in
 269 addition to the levy authorized for other purposes, a suffi-
 270 cient sum to pay the interest and principal of such bonds as
 271 they become due. Such tax shall not exceed one-half mill in
 272 any one year. The millage limitation referred to herein shall
 273 not limit the source of payment of bonds and interest but shall
 274 only restrict the amount of bonds which may be issued. The
 275 money arising from such levies shall be known as the sanitary
 276 disposal bond fund and shall be used for the payment of such
 277 bonds and interest thereon only; and the treasurer shall open
 278 and keep in his books a separate account thereof, which shall
 279 show the exact condition of such fund. Such bonds shall be
 280 sold at public sale and the county treasurer shall comply with
 281 and be governed by all provisions of chapter seventy-five (75)
 282 of the Code."

283 Sec. 20. Section four hundred four point nineteen (404.19),
 284 Code 1966, as amended by chapter ninety-three (93), Acts of the
 285 Sixty-second General Assembly, is hereby further amended by in-
 286 serting in line fifteen (15) after the word "of" the words "es-
 287 tablishing, constructing, acquiring, purchasing, equipping, im-
 288 proving, extending, reconstructing and repairing sanitary dis-
 289 posal projects as defined in section two (2) of this Act or".

290 Sec. 21. Section three hundred ninety-four point one
 291 (394.1), Code 1966, is hereby amended as follows:

292 1. By striking from line two (2) the words "and towns"
 293 and inserting in lieu thereof the words ", towns, counties,".

294 2. By striking lines five (5) and six (6) and inserting
 295 in lieu thereof the following: "equip, improve, extend,
 296 operate, maintain, reconstruct and repair within or without
 297 the corporate limits".

298 3. By striking from line seven (7) the words "or town
 299 or sanitary districts" and inserting in lieu thereof the words
 300 ", town, county, or sanitary district".

301 4. By striking from line twelve (12) the words "or town,"
 302 and inserting in lieu thereof the words ", town, county, or
 303 sanitary district, including sanitary disposal projects as de-
 304 fined in section two (2) of this Act,".

305 5. By striking from line seventeen (17) the words "or town"
 306 and inserting in lieu thereof the words ", town, county,".

307 6. By striking from line eighteen (18) the words "dis-
 308 tricts" and inserting in lieu thereof the word "district".

309 7. By striking from line nineteen (19) the word "the"
 310 and inserting in lieu thereof the words "such sanitary dis-
 311 posal project or such".

312 8. By striking from line twenty (20) the words "or town"
 313 and inserting in lieu thereof the words ", town, county, or
 314 sanitary district".

315 9. By striking from line twenty-one (21) the words "the
316 respective municipalities" and inserting in lieu thereof the
317 word "them".

318 10. By striking from lines twenty-three (23) and twenty-
319 four (24) the words "acquiring, purchasing or constructing"
320 and inserting in lieu thereof the words "establishing, acquir-
321 ing, purchasing, constructing, equipping, improving, extend-
322 ing, reconstructing, repairing, operating, or maintaining".

323 11. By inserting in line twenty-four (24) after the word
324 "such" the words "sanitary disposal project or such".

325 12. By striking from line twenty-six (26) the words "or
326 town" and inserting in lieu thereof the words ", town, county,
327 or sanitary district".

328 13. By inserting in line twenty-seven (27) after the
329 word "the" the words "sanitary disposal project or".

330 14. By striking from line twenty-eight (28) the words
331 "or town" and inserting in lieu thereof the words ", town,
332 county, or sanitary district".

333 15. By striking from lines twenty-nine (29) and thirty
334 (30) the words "by the respective municipalities".

335 16. By inserting in line thirty (30) after the period the
336 following: "As used in this chapter the words 'works and
337 facilities', 'works', or 'facilities' shall include but not
338 be limited to sanitary disposal projects as defined in section
339 two (2) of this Act."

340 Sec. 22. Section three hundred ninety-four point three
341 (394.3), Code 1966, is hereby amended as follows:

342 1. By inserting in line six (6) after the word "docks"
343 the words "sanitary disposal projects".

344 2. By striking from line nine (9) the words "or town, or
345 in" and inserting in lieu thereof the words ", town, county,
346 or sanitary district."

347 3. By striking lines ten (10) through fourteen (14),
348 inclusive.

349 Sec. 23. Section three hundred ninety-four point four
350 (394.4), Code 1966, is hereby repealed.

351 Sec. 24. Section three hundred ninety-four point five
352 (394.5), Code 1966, is hereby amended as follows:

353 1. By striking from line two (2) the words "and towns
354 may by" and inserting in lieu thereof the words ", towns,
355 counties, and sanitary districts may by resolution or".

356 2. By striking from line three (3) the words "collection
357 and" and inserting in lieu thereof the words "use of and the
358 services and facilities to be rendered by the sanitary disposal
359 project or for the collection and".

360 3. By striking from lines five (5) and six (6) the words
361 "construction, extending, repairing, maintaining, and operating"
362 and inserting in lieu thereof the words "establishing, acquir-
363 ing, purchasing, constructing, equipping, improving, extending,
364 reconstructing, repairing, maintaining, and operating sanitary
365 disposal projects,".

366 4. By inserting in line eight (8) after the word "such"
367 the words "project or".

368 5. By inserting in line nine (9) after the word "such"

369 the words "project or".

370 Sec. 25. Section three hundred ninety-four point six
371 (394.6), Code 1966, is hereby amended as follows:

372 1. By striking from line one (1) the words "and towns"
373 and inserting in lieu thereof the words ", towns, counties,".

374 2. By striking from line four (4) the word "the".

375 3. By striking lines five (5) through seven (7), inclusive,
376 and inserting in lieu thereof the words "any of the purposes
377 referred to in this chapter,".

378 4. By striking from line eight (8) the word "control,".

379 5. By striking from line eleven (11) the words "and
380 towns" and inserting in lieu thereof the words ", towns,
381 counties,".

382 6. By striking from line fifteen (15) the words "con-
383 struction of any" and inserting in lieu thereof the words
384 "costs of any of the projects or".

385 7. By striking from line seventeen (17) the words "and
386 towns" and inserting in lieu thereof the words ", towns,
387 counties,".

388 8. By striking from line twenty-two (22) the words "and
389 towns" and inserting in lieu thereof the words ", towns,
390 counties,".

391 9. By striking from lines twenty-four (24) and twenty-
392 five (25) the words "construction of said" and inserting in
393 lieu thereof the words "said projects or".

394 10. By striking from line twenty-six (26) the words "or
395 town" and inserting in lieu thereof the words ", town, county".

396 11. By inserting in line twenty-eight (28) after the
397 word "such" the words "project or".

398 12. By striking from lines thirty-one (31) and thirty-
399 two (32) the word "construction" and inserting in lieu thereof
400 the words "the project or improvement".

401 13. By striking from line thirty-eight (38) the word
402 "municipality" and inserting in lieu thereof the words "city
403 or town, the chairman of the board of supervisors and county
404 auditor of the county,".

405 14. By striking from line forty-five (45) the words "or
406 town" and inserting in lieu thereof the words ", town, county,".

407 15. By inserting in line fifty-three (53) after the word
408 "by" the words "resolution or".

409 16. By striking from line fifty-four (54) the words "and
410 towns" and inserting in lieu thereof the words ", towns,
411 counties, and sanitary districts".

412 17. By inserting in line fifty-seven (57) after the word
413 "acquiring" the words "sanitary disposal projects, or".

414 18. By striking from line sixty-two (62) the words "or
415 town" and inserting in lieu thereof the words ", town, county,
416 or sanitary district".

417 19. By inserting in line sixty-three (63) after the word
418 "such" the word "projects,".

419 20. By striking from line sixty-five (65) the words "or
420 town" and inserting in lieu thereof the words ", town, county,
421 or sanitary district".

422 21. By striking from lines sixty-five (65) and sixty-six
423 (66) the words "by the respective municipalities".

424 22. By inserting in line sixty-seven (67) after the word
425 "such" the words "sanitary disposal project, or".

426 23. By inserting in line sixty-nine (69) after the word
427 "its" the words "sanitary disposal project or".

428 Sec. 26. Section three hundred ninety-four point seven
429 (394.7), Code 1966, is hereby amended as follows:

430 1. By striking from line two (2) the word "and".

431 2. By striking lines three (3) and four (4) and inserting
432 in lieu thereof the words ", towns, counties, and sanitary dis-
433 tricts for any of the purposes referred to in this chapter, not-
434 withstanding".

435 3. By striking from lines five (5) and six (6) the words
436 "for the construction of any such improvement".

437 Sec. 27. Section three hundred ninety-four point eight
438 (394.8), Code 1966, is hereby amended as follows:

439 1. By striking from lines two (2) and three (3) the words
440 "council of the municipality" and inserting in lieu thereof the
441 words "governing body of the city, town, county or sanitary
442 district".

443 2. By inserting in line three (3) after the word "by"
444 the words "resolution or".

445 3. By inserting in line four (4) before the word "works"
446 the words "sanitary disposal project or".

447 Sec. 28. Section three hundred ninety-four point nine
448 (394.9), Code 1966, is hereby amended as follows:

449 1. By striking from line one (1) the words "city or town
450 council" and inserting in lieu thereof the words "governing
451 body of the city, town, county, or sanitary district".

452 2. By inserting in line two (2) after the word "ordinance"
453 the words "or resolution".

454 3. By striking from line ten (10) everything after the
455 word "works" and inserting in lieu thereof the following:

456 "The governing body of such city, town, county, or sanitary
457 district may also by ordinance or resolution establish and
458 maintain just and equitable rates or charges for the use of
459 and the services and facilities rendered by a sanitary dis-
460 posal project. Such governing body may readjust such rates
461 or charges from time to time and may charge and collect rea-
462 sonable rates and charges for landing, wharfage, dockage,
463 swimming, and".

464 4. By striking lines eleven (11) through thirteen (13),
465 inclusive.

466 5. By striking line seventeen (17) and inserting in lieu
467 thereof the words "repair, maintenance, acquisition, purchase,
468 construction, equipping, improving, and extension of the sani-
469 tary disposal project or".

470 6. By inserting in line twenty-five (25) after the word
471 "ordinance" the words "or resolution".

472 7. By inserting in line twenty-seven (27) after the word
473 "such" the words "sanitary disposal project or".

474 Sec. 29. Section three hundred ninety-four point twelve
475 (394.12), Code 1966, is hereby amended as follows:

476 1. By striking from line two (2) the words "and towns"
477 and inserting in lieu thereof the words ", towns, counties,
478 and sanitary districts".

479 2. By striking from line nine (9) the word "municipalities"

480 and inserting in lieu thereof the words "city, town, county, or
481 sanitary district".

482 3. By striking from line ten (10) everything after the
483 word "chapter" and inserting in lieu thereof a period.

484 4. By striking lines eleven (11) through sixteen (16),
485 inclusive.

486 5. By inserting in line twenty-three (23) after the word
487 "of" the words "such sanitary disposal project or".

488 6. By striking from line twenty-five (25) the words "or
489 town" and inserting in lieu thereof the words ", town, county,
490 or sanitary district".

491 Sec. 30. There is hereby appropriated from the general
492 fund of the state to the state department of health the sum of
493 fifty thousand (50,000) dollars, or so much thereof as may be
494 necessary, for the fiscal year beginning July 1, 1970 and end-
495 ing June 30, 1971, for salaries, support, maintenance, planning,
496 and miscellaneous expenses incurred in administering the pro-
497 visions of this Act.

498 2. Page 1, line 1, by striking the words "disposals and" and
499 inserting in lieu thereof the words "disposal projects, author-
500 izing a tax therefor, making an appropriation therefor, and".

COMMITTEE ON ENVIRONMENTAL PRESERVATION
ARTHUR A. NEU, Chairman

1 Amend Senate File 1297 as follows:

2 1. Page 3, line 3, by inserting after the word "governor"
3 the words ", subject to confirmation by two-thirds of the
4 senate,".

5 2. Page 3, line 16, by inserting after the word
6 "dollars" the words "and reasonable and necessary expenses".

7 3. Page 3, line 16 by striking the words "or otherwise"
8 and all of line 17 and inserting in lieu thereof a period.

9 4. Page 4, line 2, by striking the words "the direc-"
10 and all of lines 3 through 5, inclusive, and by inserting
11 in lieu thereof the words "all parties concerned."

LEE H. GAUDINEER, JR.

1 Amend House File 767, as passed by the House, as follows:

2 1. Line 20, by inserting after the word "Chapter" the
3 following words:
4 " , and such authorities shall issue such permits upon
5 a showing that there is a need to move to market farm
6 produce of the type subject to rapid spoilage and loss of
7 value".

8 2. Line 35, by inserting after the period the words
9 "The highway commission shall issue special permits in
10 accordance with the foregoing to trucks moving farm pro-
11 duce, which decays and loses its value if not speedily put
12 to its intended use, to market upon a showing to the highway
13 commission that there is a requirement for trucking such
14 produce."

WAYNE KEITH
LUCAS J. DeKOSTER

LESLIE C. KLINK

On motion of Senator Rigler, the Senate adjourned until 8:45
a.m., Friday, March 20, 1970.

JOURNAL OF THE SENATE

SIXTY-EIGHTH DAY

SENATE CHAMBER,
DES MOINES, IOWA, FRIDAY, MARCH 20, 1970.

The Senate met in regular session, President Jepsen presiding.

Prayer was offered by the Very Reverend Bruce Cook, pastor of the Trinity Episcopal Church, Davenport, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Thursday, March 19, 1970, was approved.

DISTINGUISHED GUEST

Senator Brownlee rose on a point of personal privilege and presented to the Senate the Honorable John J. Brown, former member of the Senate from Palo Alto County.

VISITORS

Forty-five students from Burt Community School, Burt, Iowa, accompanied by Mrs. Brace and Mrs. Stiel.

Fifty-eight students from West Delaware County Community School.

INTRODUCTION OF BILL

Senate File 1302, by committee on state government, a bill for an act transferring the issuing of commissions to notaries public from the Governor to the Secretary of State.

Read first time and placed on calendar.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Chair announced the special order of business for the consideration of Senate File 456.

CONSIDERATION OF BILLS

Senate File 456

On motion of Senator Kosek, Senate File 456, a bill for an act relating to the licensing and registration of nursing home adminis-

trators, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Frey asked and received unanimous consent to withdraw the amendment filed by him on March 18, 1969, and found on pages 538-539, inclusive, of the 1969 Senate Journal.

Senator Frey asked and received unanimous consent to withdraw the amendment filed by him on March 24, 1969, and found on page 610 of the 1969 Senate Journal.

Senator Kosek asked and received unanimous consent to withdraw the amendment filed by him on March 18, 1969, and found on page 538 of the 1969 Senate Journal.

Senator Kosek asked and received unanimous consent to withdraw the amendment filed by Senators Kosek and Doderer on March 28, 1969, and found on pages 693 and 694 of the 1969 Senate Journal.

Senator Kosek asked and received unanimous consent to withdraw the amendment filed by him on April 8, 1969, and found on page 829 of the 1969 Senate Journal.

Senator Kosek offered the following committee amendment:

Amend Senate File 456 as follows:

1. Page 2, by striking lines 2 through 27, inclusive, and inserting in lieu thereof the following:

"which shall consist of nine members appointed as follows:

1. Four members shall be nursing home administrators, at least one of whom shall be an administrator of a nonproprietary nursing home, chosen by the governor from lists of three or more persons nominated for each such appointment by the professional nursing home associations in the state.

2. Five members shall be chosen directly by the governor, who in making such appointments shall select persons having the following qualifications:

a. Two physicians and surgeons or osteopathic physicians and surgeons.

b. One registered nurse or licensed practical nurse.

c. Two persons active in or who have had experience in an educational program in nursing home administration or in a related health care field.

In making the initial appointments under this Act, the governor shall appoint three members to serve until June 30, 1971, three members to serve until June 30, 1972, and three members to serve until June 30, 1973. Thereafter, all appointments to the board shall be for terms of three years, except that vacancies shall be filled for the unexpired portion of the term in which the vacancy exists. Any board member may be removed by the governor for good cause after due notice and hearing. Initial appointments of nursing home administrators to the board, after the

effective date of this Act, shall be limited to persons who are actually serving as nursing home administrators, as defined by this Act, and who have served in such capacity for at least two years immediately preceding appointment to the board. After such initial appointments have been”.

2. Page 3, by striking lines 18 through 25, inclusive, and inserting in lieu thereof the following new paragraph:

Any person who, on the effective date of this Act, has actually served as a nursing home administrator for at least two years immediately preceding such date, but who has not complied with subsections two (2) and three (3) of this section, may be issued a temporary license upon payment of the required fee, but any such license shall expire no later than June 30, 1972. During the period when temporary licenses may be issued the board shall offer a program of training and instruction designed to enable all temporary licensees to attain the qualifications necessary to be licensed as nursing home administrators.

3. Page 4, by striking from line 5 the word “ten” and inserting in lieu thereof the word “thirty”.

4. Page 4, by striking from line 10 the words “state treasurer” and inserting in lieu thereof the words “treasurer of state”.

5. Page 6, by inserting in line 12 after the word “board” the words “, except that biennially the individual requesting renewal shall submit evidence satisfactory to the board that during the biennial period immediately preceding such application he has attended a continuing educational program or course of study as required by the rules of the board”.

6. Page 6, by inserting in line 14 after the word “in” the words “accordance with the rules or in”.

7. Page 6, by striking from line 20 the words “the board”.

8. Page 6, by striking lines 21 through 24, inclusive, and inserting in lieu thereof the words and figures “reciprocal agreements are entered into with another jurisdiction under sections one hundred forty-seven point forty-five (147.45) through one hundred forty-seven point fifty-four (147.54), inclusive, of the Code”.

Senator Mowry offered the following amendment to the amendment:

- 1 Amend the committee on social services amendment to Senate
- 2 File 456, filed March 4, 1970, and found on pages 735-736 of the
- 3 Senate Journal, as follows:

Division 1

- 4 1. By striking lines 4 through 21, inclusive, and inserting in
- 5 lieu thereof the following:
- 6 “which shall consist of seven members who are either owners
- 7 or administrators of nursing homes, chosen by the governor from
- 8 lists of three or more persons nominated for each such appointment
- 9 by the professional nursing home associations in the state. In
- 10 making the initial appointments under this Act, the governor shall
- 11 choose, from a single list of twenty-one or more owners and
- 12 administrators of nursing homes nominated by the professional
- 13 nursing home associations in the state, three members to serve
- 14 until June 30, 1971, two members to serve until June 30, 1972,
- 15 and two members to”.

Division 2

16 2. By inserting in line 36 after the word "least" the words
 17 "five years, upon application and payment of the license fee
 18 prescribed by this Act, shall be issued a license as a nursing
 19 home administrator without complying with subsections two (2)
 20 and three (3) of this section. Any person who has actually so
 21 served for at least".

Senator Sullivan called for a division of the amendment, lines 4 through 15 to be considered as division 1 and lines 16 through 21 as division 2.

President pro tempore Lange took the chair at 9:45 a.m.

Senator Mowry moved the adoption of division 1 of the amendment to the amendment and called for a division.

Division 1 of the amendment to the amendment was adopted.

Senator Mowry asked and received unanimous consent to withdraw division 2 of his amendment.

Senator O'Malley moved to reconsider the vote by which division 1 of the Mowry amendment to the amendment was adopted.

Roll call was requested.

On the question "Shall division 1 of the Mowry amendment be reconsidered?" (S.F. 456) the vote was:

Ayes, 31:

Bass	Dodds	Lucken	Reichardt
Brownlee	Doderer	Messerly	Rigler
Clarke	Frommelt	Neu	Shirley
Coleman	Gaudineer	O'Malley	Smith
Curran	Glenn	Orr	Stephens
Davis	Griffin	Palmer	Walsh
DeKoster	Kosek	Parker	Weimer
Denman	Leonard	Potter	

Nays, 26:

Anderson	Erskine	Lange	Potgeter
Arbuckle	Gilley	Laverty	Rabedeaux
Balloun	Hill	Mogged	Schaben
Bortell	Hougen	Mowry	Shaff
Briles	Keith	Nicholson	Sullivan
Conklin	Kyhl	Ollenburg	Van Gilst
DeHart	Lamborn		

Absent or not voting, 4:

Frey	Klink	McGill	Thordsen
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The motion to reconsider prevailed.

Senator Mowry moved the adoption of division 1 of his amendment to the amendment.

Roll call was requested.

On the question "Shall division 1 of the Mowry amendment to the amendment be adopted?" (S.F. 456) the vote was:

Rule 24 was invoked.

Ayes, 29:

Anderson	Erskine	Kyhl	Potgeter
Arbuckle	Frey	Lamborn	Rabedeaux
Balloun	Gilley	Lange	Schaben
Bortell	Griffin	Laverty	Shaff
Briles	Hill	Mogged	Sullivan
Conklin	Hougen	Mowry	Thordsen
Curran	Keith	Ollenburg	Van Gilst
DeHart			

Nays, 30:

Bass	Doderer	Neu	Reichardt
Brownlee	Frommelt	Nicholson	Rigler
Clarke	Gaudineer	O'Malley	Shirley
Coleman	Glenn	Orr	Smith
Davis	Kosek	Palmer	Stephens
DeKoster	Leonard	Parker	Walsh
Denman	Lucken	Potter	Weimer
Dodds	Messerly		

Absent or not voting, 2:

Klink	McGill
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Division 1 of the amendment to the amendment lost.

Senator Hougen offered the following amendment to the amendment and called for a division of the amendment, as follows:

Amend the social services committee amendment, filed March 4, 1970, to Senate File 456, as follows:

Division 1

1. By striking lines 5 through 18, inclusive, and inserting in lieu thereof the following:

"1. Five members shall be nursing home administrators, at least one of whom shall be an administrator of a non-proprietary nursing home, chosen by the governor from lists of three or more persons nominated for each such appointment by the professional nursing home associations in the state.

"2. One physician and surgeon, or osteopathic physician and surgeon.

"3. One registered nurse or licensed practical nurse.

"4. One pharmacist.

"5. One person active in or who has had experience in an educational program in nursing home administration or in a related health care field, at a university or college."

Division 2

2. Line 21, by inserting after the second word "members" the following: ", including at least two of the nursing home administrators,".

Senator Hougen moved the adoption of division 1 of the amendment to the amendment.

Roll call was requested.

On the question "Shall division 1 of the Hougen amendment to the amendment be adopted?" (S.F. 456) the vote was:

Ayes, 49:

Anderson	DeKoster	Lange	Potter
Arbuckle	Dodds	Lavery	Rabedeaux
Balloun	Frey	Leonard	Reichardt
Bass	Frommelt	Lucken	Rigler
Bortell	Gilley	Messerly	Schaben
Briles	Griffin	Mogged	Shaff
Brownlee	Hill	Mowry	Smith
Clarke	Hougen	Neu	Sullivan
Coleman	Keith	Ollenburg	Thordsen
Conklin	Klink	O'Malley	Van Gilst
Curran	Kyhl	Parker	Walsh
Davis	Lamborn	Potgeter	Weimer
DeHart			

Nays, 9:

Denman	Glenn	Orr	Shirley
Doderer	Kosek	Palmer	Stephens
Gaudineer			

Absent or not voting, 3:

Erskine	McGill	Nicholson
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Division 1 of the amendment to the amendment was adopted.

Senator Hougen moved the adoption of division 2 of the amendment to the amendment and called for a division.

Division 2 of the amendment to the amendment was adopted.

Senator Hougen asked and received unanimous consent to withdraw the amendment filed by Senators Hougen, Lamborn and Mogged on March 19, 1970, and found on pages 967 and 968 of the Senate Journal.

On motion of Senator Kosek, the committee amendment as amended was adopted.

Senator Clarke offered the following amendment by Senators Clarke, Rigler and Gaudineer:

Amend Senate File 456 as follows:

1. Page 2, after line 29, by inserting the following new paragraph:

"The board shall be within the department of social services for administrative purposes. The department shall furnish the board with the necessary facilities and employees to perform the duties required by this Act."

2. By striking on page 4 all of lines 25 through 27,

inclusive, and by inserting in lieu thereof the word "officials."

Senator Gaudineer offered the following amendment to the amendment and moved its adoption:

Amend the Clarke, et al., amendment to Senate File 456, filed March 19, 1970, by striking from lines 4 and 5 the words "department of social services" and by inserting in lieu thereof the words "state department of health".

The amendment to the amendment was adopted.

On motion of Senator Clarke, the amendment as amended was adopted.

Senator Rigler offered the following amendment and moved its adoption:

Amend Senate File 456, page 1, by striking lines 11 through 17, inclusive, and inserting in lieu thereof the following new subsection:

"2. 'Nursing home administrator' means a person who administers, manages, supervises, or is in general administrative charge of a nursing home whether or not such individual has an ownership interest in such home and whether or not his functions and duties are shared with one or more individuals. A member of a board of directors, unless also serving in a supervisory or managerial capacity, shall not be considered a nursing home administrator."

The amendment was adopted.

Senator Kosek moved that the bill be read the last time now; which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 456) the vote was:

Ayes, 57:

Anderson	Erskine	Laverty	Potter
Arbuckle	Frey	Leonard	Rabedeaux
Balloun	Frommelt	Lucken	Reichardt
Bass	Gaudineer	Messerly	Rigler
Bortell	Glenn	Mogged	Schaben
Briles	Griffin	Mowry	Shaff
Brownlee	Hill	Neu	Shirley
Clarke	Hougen	Nicholson	Smith
Coleman	Keith	Ollenburg	Stephens
Conklin	Klink	O'Malley	Sullivan
Curran	Kosek	Orr	Thordsen
Davis	Kyhl	Palmer	Van Gilst
DeHart	Lamborn	Parker	Walsh
DeKoster	Lange	Potgeter	Weimer
Dodds			

Nays, 2:

Doderer Gilley

Absent or not voting, 2:

Denman McGill

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Kosek moved that the vote by which **Senate File 456** passed the Senate be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Rigler, the Senate recessed until 1:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President Jepsen presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1040, a bill for an act relating to the development and reconstruction of a historical site.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1232, a bill for an act relating to motor fuel used in watercraft.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1241, a bill for an act to establish a limit on property tax levies for county school systems.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1338, a bill for an act relating to school standards.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE MESSAGES CONSIDERED

House File 1040, a bill for an act relating to the development and reconstruction of a historical site and making an appropriation therefor.

Read first time and **passed on file.**

House File 1232, a bill for an act relating to motor fuel used in watercraft, the creation of a marine fuel tax fund, and the allocation of such fund to the use of the conservation commission.

Read first time and **passed on file.**

House File 1241, a bill for an act to establish a limit on property tax levies for county school systems.

Read first time and **passed on file.**

House File 1338, a bill for an act relating to school standards.

Read first time and passed on file.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Chair announced the special order of business for the consideration of Senate File 1297.

CONSIDERATION OF BILLS

Senate File 1297

On motion of Senator Griffin, Senate File 1297, a bill for an act relating to a reorganization of the Iowa liquor control commission, was taken up and considered.

ROLL CALL REQUESTED

Senator Frommelt requested a roll call to ascertain whether or not a quorum was present.

Present, 55:

Anderson	Erskine	Laverty	Potter
Arbuckle	Frey	Leonard	Rabedeaux
Balloun	Frommelt	Lucken	Reichardt
Bass	Gaudineer	Messerly	Rigler
Bortell	Gilley	Mogged	Schaben
Briles	Glenn	Mowry	Shaff
Brownlee	Griffin	Neu	Shirley
Clarke	Hill	Nicholson	Smith
Coleman	Keith	Ollenburg	Stephens
Conklin	Klink	O'Malley	Sullivan
Curran	Kosek	Orr	Thordsen
Davis	Kyhl	Palmer	Van Gilst
DeKoster	Lamborn	Parker	Walsh
Doderer	Lange	Potgeter	

Absent, 6:

DeHart	Dodds	McGill	Weimer
Denman	Hougen		

Roll call revealed a quorum present.

Senator Brownlee took the chair at 1:50 p.m.

Senator Griffin offered the following amendment and moved its adoption:

Amend Senate File 1297 as follows:

1. Page 1, line 24, by inserting after the word "experience" the words "as a business executive, preferably".
2. Page 2, line 10, by inserting after the word "experience" the words "as a business executive, preferably".

The amendment was adopted.

Senator Gaudineer offered the following amendment and moved its adoption:

Amend Senate File 1297 as follows:

1. Page 3, line 3, by inserting after the word "governor" the words "subject to confirmation by two-thirds of the senate,".
2. Page 3, line 16, by inserting after the word "dollars" the words "and reasonable and necessary expenses".
3. Page 3, line 16 by striking the words "or otherwise" and all of line 17 and inserting in lieu thereof a period.
4. Page 4, line 2, by striking the words "the direc-" and all of lines 3 through 5, inclusive, and by inserting in lieu thereof the words "all parties concerned."

The amendment was adopted.

Senator Gaudineer offered the following amendment:

Amend Senate File 1297, page 5, by inserting after line 27, the following new paragraph:

"Commission as used in this section means the Iowa liquor control commission, established by this Act and not the director. The commission shall designate a special distributor in a city or town only if the commission finds that it cannot economically and efficiently operate a state liquor store of its own. A special distributor shall not be designated in any city or town in which the commission operates a state liquor store. A special distributorship shall be terminated and a state liquor store established when it is determined that the commission can economically and efficiently operate a state liquor store in the city or town wherein a special distributorship was designated. Any special distributorship granted shall be a privilege only, and may be revoked at any time by the commission. The commission shall provide by rules and regulations for the manner in which and times during the day that a special distributor may sell to the public and to a liquor licensee or permit holder and for the collection and remittance to the commission of any tax due by law by such licensees or permit holders."

President Jepsen took the chair at 2:35 p.m.

President pro tempore Lange took the chair at 2:45 p.m.

President Jepsen took the chair at 3:06 p.m.

Senator Frommelt offered the following amendment to the amendment:

Amend the Gaudineer amendment to Senate File 1297, filed March 20, 1970, by striking in lines 8, 9 and 10 the words "A special distributor shall not be designated in any city or town in which the commission operates a state liquor store".

(Consideration of Senate File 1297 pending on adjournment.)

REPORTS OF COMMITTEES

Senator Balloun submitted the following reports:

MR. PRESIDENT: Your committee on conservation and recreation, to which was referred **House File 139**, a bill for an act relating to the establishment of recreational bikeways, begs leave to report it has had the same under consideration and recommends the same **do pass**.

CHARLES F. BALLOUN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on conservation and recreation, to which was referred **House File 1004**, a bill for an act relating to hunting from aircraft or snowmobiles, begs leave to report it has had the same under consideration and recommends the same **do pass**.

CHARLES F. BALLOUN, Chairman

Ordered passed on file.

Senator Potgeter submitted the following report:

MR. PRESIDENT: Your committee on Iowa development, to which was referred **House File 1311**, a bill for an act relating to the power of the conservation commission to exercise jurisdiction over lands to be used for park purposes, begs leave to report it has had the same under consideration and recommends the same **be amended as follows and when so amended the bill do pass**:

Amend House File 1311 as follows:

1. Page 1, by striking lines 16 through 35, inclusive.
2. Page 1, by inserting after line 15 the following new section:

Sec. 3. Chapter one hundred eleven (111), Code 1966, is hereby amended by adding the following new section:

"The state conservation commission is authorized to lease so much of the underground area commonly known as the Cold Water Cave area in Winneshiek County from its owners as may be necessary for access and for investigation, research, preservation and public park purposes. The lease shall be subject to the approval of the executive council and the term shall not exceed five years. Rentals are to be paid from funds appropriated to the commission for its operating expenses, or other funds as may be available. The lease may contain clauses providing for purchase of the area by the state, but such clauses shall not commit the credit of the state."

3. Page 1, by striking lines 3, 4, and 5 and inserting in lieu thereof a period.

JAMES A. POTGETER, Chairman

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend Senate File 244 as follows:
- 2 1. Page 1, by striking lines 9 through 16, inclusive, and
- 3 inserting in lieu thereof the following:
- 4 "2. By striking lines thirty-seven (37) through forty-

5 four (44), inclusive, and inserting in lieu thereof the
 6 following new paragraph:
 7 'Employees shall not be required to be a resident of
 8 the city in which they are employed, but they shall become
 9 a resident of the state at the time such appointment or
 10 employment begins and shall remain a resident of the state
 11 during employment. Cities may set reasonable maximum distances
 12 outside of the corporate limits of the city or town that
 13 policemen, firemen and other critical municipal employees
 14 may live.' "

15 2. Page 1, by adding after line 16 the following new sections:

16 a. Sec. 2. Section three hundred sixty-five point six
 17 (365.6), Code 1966, is hereby amended by inserting in line
 18 nine (9) after the word "police," the words "assistant
 19 chief of police in departments numbering more than one hundred
 20 members,".

21 b. Sec. 3. Section three hundred sixty-five point thirteen
 22 (365.13), Code 1966, is hereby amended by inserting in line
 23 seven (7) after the word "and" the words "in cities over
 24 twenty-five thousand".

25 c. Sec. 4. Senate File 339, as enacted by the Sixty-
 26 third General Assembly, Second Session, is amended by
 27 striking section two (2)."

28 3. By striking from page 1, line 1, the words "the
 29 residency requirements for".

HAROLD R. THORSEN
 LEE GAUDINEER
 RALPH W. POTTER
 ROBERT R. DODDS
 JAMES A. POTGETER
 VERNON H. KYHL

1 Amend the House amendment, appearing on pages 889 through
 2 900, inclusive, of the Senate Journal, to Senate File 665, as
 3 amended and passed by the House, by inserting after line 597
 4 the following new sections:

5 Sec. 56. Section forty-three point eighty-three (43.83),
 6 Code 1966, as amended by House File 1020, passed by the Sixty-
 7 third General Assembly, Second Session, is hereby further
 8 amended by inserting in line seven (7) after the word "com-
 9 mittee" the words "not less than twenty-five days prior to the
 10 date set for the special election".

11 Sec. 57. Section forty-three point eighty-seven (43.87),
 12 Code 1966, is hereby amended by inserting at the end thereof
 13 the following new paragraph:

14 "Nominations occasioned by a vacancy in an office shall
 15 be filled not less than twenty-five days prior to the date set
 16 for the special election."

17 Sec. 58. Section forty-three point eighty-eight (43.88),
 18 Code 1966, is hereby amended as follows:

19 1. By striking from lines two (2) and three (3) the words
 20 "made in case of vacancies, and nominations".

21 2. By inserting at the end thereof the following new para-
 22 graph:

23 "Nominations made to fill vacancies at a special election

24 shall be certified to the proper official not less than twenty
25 days prior to the date set for the special election."

26 Sec. 59. Section sixty-nine point fourteen (69.14), Code
27 1966, is hereby amended as follows:

28 1. By striking from line seven (7) the word "such".

29 2. By striking lines eight (8) and nine (9) and inserting
30 in lieu thereof the words ", not later than five days from the
31 date the vacancy exists, a special election, giving not less
32 than forty days notice of such election."

33 Sec. 60. House File 1020, section seven (7), Acts
34 of the Sixty-third General Assembly, Second Session,
35 which repealed and reenacted section forty-three point
36 eight-four (43.84), Code 1966, is hereby amended by in-
37 scribing after the period at the end of the first numbered
38 paragraph the following new sentence:

39 "Nominations made to fill vacancies at a special
40 election by the central committee shall be made not less
41 than twenty-five days prior to the date set for the special
42 election."

JOAN ORR

1 Amend the House amendment to Senate File 665 by number-
2 ing properly and adding the following new section after line
3 597:

4 Chapter sixty (60), Code 1966, is hereby amended by
5 adding a new section as follows:

6 "The contestant shall file in the office of the clerk
7 of the supreme court a bond, with security to be approved
8 by the clerk of the supreme court, in such amount as shall
9 be set by the presiding judge of the court, conditional to
10 pay all costs in case the election be confirmed or the con-
11 test dismissed. The presiding judge shall further set the
12 date upon which the required bond shall be filed. If the
13 required bond is not filed by the date set, the contest
14 shall stand dismissed by operation of law."

LEE H. GAUDINEER, JR.

1 Amend the appropriations committee amendment to Senate
2 File 1078, filed March 19, 1970, line 2, by inserting before
3 the word "There" the word and figure "Section 1."

C. JOSEPH COLEMAN

1 Amend the second Denman amendment to Senate File 1244,
2 found on page 720 of the Senate Journal, filed March 3,
3 1970, line 6, by adding after the word "thereof." the
4 following sentence:

5 "In the case of multiple track crossings where the
6 rail spacing is less than ten feet, the responsibility
7 shall be on the railroad for the area between points one
8 foot outside the extreme rails and on the highway authority
9 for that portion of the crossing outside thereof."

VERNON H. KYHL

1 Amend Senate File 1244, page 1, by striking from line
2 21 all after the word "repairs" and by striking line 22
3 and inserting in lieu thereof the following:

4 "without consent of or notice to the responsible
5 party."

VERNON H. KYHL

1 Amend Senate File 1297, page 1, by striking from
2 lines 23, 24, and 25 the words "Commission members shall
3 be qualified for appointment by experience in wholesale or
4 retail trade operations, and not" and inserting in lieu
5 thereof the word "Not".

JAMES E. BRILES
HAROLD A. THORDSEN

1 Amend Senate File 1297 as follows:
2 1. Page 2, by striking lines 2 through
3 32, inclusive, and inserting in lieu thereof
4 the following subsection: "The director shall be
5 employed by the commission, and qualified by
6 managerial ability and experience in wholesale
7 or retail trade operation; shall post a bond paid
8 for from the general fund of the state in an amount
9 to be determined by the commission to insure proper
10 discharge of his duties. His duties shall be those
11 delegated to him by the commission. His initial
12 salary shall be fixed by the commission, subject
13 to appropriations made by the General Assembly.
14 He shall be entitled to reimbursement for his reasonable
15 and necessary expenses."
16 2. Page 3, by striking lines 18 through
17 35, inclusive, and page 4, by striking lines 1
18 through 5, inclusive.

CHARLES O. LAVERTY

1 Amend Senate File 1297, page 3, by adding after
2 line 28 a new paragraph as follows:
3 "d. The retail and wholesale prices for sale to
4 the licensees and the public."

JAMES E. BRILES
HAROLD A. THORDSEN

1 Amend Senate File 1297, page 5, by adding after line 27
2 the following new paragraph:
3 "Special distributors shall be required to sell liquor
4 to licensees as provided in section one hundred twenty-three
5 point twenty-seven (123.27), subsection six (6) of the Code
6 and are responsible for collecting the special tax thereon
7 and remitting same to the state."

THOMAS J. FREY

1 Amend Senate File 1297, page 5, by adding after line 27
2 the following new section:
3 Chapter one hundred twenty-three point nineteen (123.19),
4 subsection three (3) of the Code is amended by adding thereto
5 the following new paragraph:
6 "In the event the commission shall establish a state
7 liquor store in such city or town to replace the special
8 distributor, such distributor shall be given a notice in

9 writing by the commission at least one year prior to the
10 establishing of such store."

THOMAS J. FREY

1 Amend Senate File 1297, page 5, by adding after line 27
2 the following new section:

3 "The director of liquor control is directed to list
4 all items sold by the state uniformly in each of the
5 state stores. Consideration may be given to volume or
6 location of the various stores as to the amount of stock
7 necessary to be carried within the individual stores.
8 When code items of inventory are depleted within individual
9 stores, store vendors or employees shall be authorized to
10 transfer inventory between stores."

THOMAS J. FREY

1 Amend Senate File 1297, page 5, by adding after line 27 the
2 following new sections:

3 a. Section one hundred twenty-three point three (123.3),
4 Code 1966, is hereby amended by inserting in line five (5) before
5 the word "beer" the following: "wine containing not more than
6 seventeen percent alcohol by weight and".

7 b. Section one hundred twenty-three point five (123.5),
8 Code 1966, is hereby amended by inserting in line twenty-three
9 (23) after the numbers "124" the words ", or wine containing not
10 more than seventeen percent alcohol by weight,".

11 c. Section one hundred twenty-three point fifty-six (123.56),
12 Code 1966, is hereby amended by adding to the end thereof of
13 the following: "This section shall apply only to those wines
14 which contain less than seventeen percent alcohol by weight."

15 d. Section one hundred twenty-four point one (124.1), Code
16 1966, is hereby amended by inserting in line three (3) after the
17 word "beer" the words "or wine".

18 e. Section one hundred twenty-four point two (124.2), Code
19 1966, as amended by chapter one hundred fifty-five (155), section
20 four (4), and chapter three hundred forty-two (342), section forty-
21 three (43), Acts of the Sixty-second General Assembly, is hereby
22 further amended as follows:

23 1. By inserting in line five (5) of subsection four (4)
24 after the word "beer" the words "or wine".

25 2. By inserting in line three (3) of subsection five (5)
26 after the word "beer" the words "or wine".

27 3. By adding thereto the following new subsection:
28 "Wine" as used in this chapter shall mean any alcoholic
29 beverage obtained by the fermentation of the natural sugar con-
30 tent of fruits or other agricultural products containing sugar
31 but which beverage does not contain more than seventeen per-
32 cent alcohol by weight."

33 f. Section one hundred twenty-four point three (124.3),
34 Code 1966, as amended by chapter one hundred fifty-five (155),
35 section five (5), and chapter three hundred forty-two (342),
36 section forty-four (44), Acts of the Sixty-second General
37 Assembly, is hereby further amended as follows:

38 1. By inserting in line two (2) after the word "beer"
39 the words "and wine".

40 2. By inserting in line seven (7) after the word "beer"

41 the words "and wine".

42 3. By inserting in line ten (10) after the word "beer" the
43 words "and wine".

44 4. By inserting in line thirteen (13) after the word "beer"
45 the words "and wine".

46 5. By inserting in line sixteen (16) after the word "beer"
47 the words "and wine".

48 g. Section one hundred twenty-four point eleven (124.11),
49 Code 1966, as amended by chapter three hundred forty-two (342),
50 section forty-nine (49), Acts of the Sixty-second
51 General Assembly, is hereby further amended by in-
52 serting in line four (4) after the word "beer" the
53 words "or wine".

54 h. Section one hundred twenty-four point twelve
55 (124.12), Code 1966, is hereby amended as follows:

56 1. By inserting in line four (4) after the
57 word "beer" the words "and wine".

58 2. By inserting in line thirteen (13) after the
59 word "beer" the words "or wine".

60 3. By inserting in line fourteen (14) after the word "beer"
61 the words "or wine".

62 i. Section one hundred twenty-four point thirteen
63 (124.13), Code 1966, is hereby amended as follows:

64 1. By inserting in line three (3) after the word "beer"
65 the words "or wine".

66 2. By adding thereto the following:

67 "Class 'C' permit holders selling wine shall allow only
68 those persons twenty-one years of age and older to supervise
69 the stocking, make the sale, check out or deliver wine to
70 consumers or purchasers."

71 j. Section one hundred twenty-four point fourteen
72 (124.14), Code 1966, as amended by chapter one hundred fifty-
73 five (155), section eleven (11), and chapter three hundred
74 forty-two (342), section fifty (50), Acts of the Sixty-second
75 General Assembly, is hereby further amended by inserting in
76 line twelve (12) after the word "beer" the words "and wine".

77 k. Section one hundred twenty-four point fifteen
78 (124.15), Code 1966, is hereby amended by inserting in line
79 four (4) after the word "beer" the words "and wine".

80 l. Section one hundred twenty-four point nineteen
81 (124.19), Code 1966, is hereby amended by inserting in line
82 two (2) after the word "beer" the words "or wine".

83 m. Section one hundred twenty-four point twenty
84 (124.20), Code 1966, is hereby amended as follows:

85 1. By inserting in line one (1) of subsection two (2)
86 after the word "beer" the words "or wine".

87 2. By inserting in line two (2) of subsection three (3)
88 after the word "beer" the words "or wine".

89 3. By inserting in line seven (7) of subsection three (3)
90 after the word "beer" the words "or wine".

91 4. By inserting in line three (3) of subsection four (4)
92 after the word "beer" the words "or wine".

93 5. By inserting in line four (4) of subsection five (5)
94 after the word "beer" the words "or wine".

95 n. Section one hundred twenty-four point twenty-one
96 (124.21), Code 1966, is hereby amended by inserting in line

97 two (2) after the word "beer" the words "or wine".

98 o. Chapter one hundred sixty (160), Acts of the Sixty-
99 second General Assembly, amending section one hundred twenty-
100 four point twenty-four (124.24), Code 1966, is hereby amended
101 by striking lines five (5) through fourteen (14), inclusive,
102 and inserting in lieu thereof the words "one hundred".

103 p. Section one hundred twenty-four point twenty-seven
104 (124.27), Code 1966, as amended by chapter one hundred
105 fifty-five (155), section fourteen (14), and chapter three hun-
106 dred forty-two (342), section fifty-three (53), Acts of the
107 Sixty-second General Assembly, is hereby further amended as
108 follows:

109 1. By inserting in line four (4) after the word "beer"
110 the words "and wine".

111 2. By inserting in line nine (9) after the word "beer"
112 the words "and wine".

113 q. Section one hundred twenty-four point twenty-
114 eight (124.28), Code 1966, is hereby amended by inserting in
115 line six (6) after the word "beer" the words "or wine".

116 r. Section one hundred twenty-four point twenty-
117 nine (124.29), Code 1966, is hereby amended by inserting in
118 line three (3) after the word "beer" the words "or wine".

119 s. Section one hundred twenty-four point thirty-one
120 (124.31), Code 1966, is hereby amended as follows:

121 1. By striking from line one (1) the word "No" and insert-
122 ing in lieu thereof the following:

123 "Except as contemplated in chapter one hundred twenty-three
124 (123) of the Code, and in the case of wine as defined in sec-
125 tion one hundred twenty-four point two (124.2) of the Code,
126 no".

127 2. By inserting in line seventeen (17) after the word
128 "beer" the words "and wine".

129 t. Section one hundred twenty-four point thirty-two
130 (124.32), Code 1966, is hereby amended as follows:

131 1. By inserting in line four (4) after the word "beer" the
132 words "or wine".

133 2. By inserting in line five (5) after the word "beer" the
134 words "or wine".

135 3. By inserting in line eight (8) after the numbers "124.25"
136 the words "and the provisions of chapters one hundred twenty-
137 three (123), one hundred twenty-four (124), and one hundred
138 twenty-five (125) of the Code".

139 4. By inserting in line sixteen (16) after the word "beer"
140 the words "or wine".

141 u. Section one hundred twenty-four point thirty-three
142 (124.33), Code 1966, as amended by chapter one hundred fifty-
143 five (155), section fifteen (15), and chapter three hundred
144 forty-two (342), section fifty-four (54), Acts of the Sixty-
145 second General Assembly, is hereby further amended by inserting
146 in line three (3) after the word "tax" the words "or in the case
147 of wine the gallonage tax".

148 v. Section one hundred twenty-four point thirty-four
149 (124.34), Code 1966, is hereby amended as follows:

150 1. By inserting in line forty-five (45) after the word "beer"
151 the words "or wine".

- 152 2. By inserting in line fifty-three (53) after the word
153 "beer" the words "or wine".
- 154 3. By inserting in line fifty-six (56) after the word "beer"
155 the words "or wine".
- 156 w. Section one hundred twenty-four point thirty-five
157 (124.35), Code 1966, is hereby amended as follows:
- 158 1. By inserting in line two (2) after the word "beer" the
159 words "or wine".
- 160 2. By inserting in line thirteen (13) after the word "beer"
161 the words "or wine".
- 162 3. By inserting in line sixteen (16) after the word "beer"
163 the words "or wine".
- 164 x. Section one hundred twenty-four point thirty-six
165 (124.36), Code 1966, is hereby amended as follows:
- 166 1. By inserting in line two (2) after the word "beer" the
167 words "or wine".
- 168 2. By inserting in line four (4) after the word "beer" the
169 words "or wine".
- 170 3. By inserting in line nine (9) after the word "beer" the
171 words "or wine".
- 172 y. Section one hundred twenty-four point thirty-seven
173 (124.37), Code 1966, is hereby amended as follows:
- 174 1. By inserting in line four (4) after the word "beer" the
175 words "or wine".
- 176 2. By inserting in line twenty-one (21) after the word "beer"
177 the words "or wine".
- 178 z. Chapter one hundred twenty-four (124), Code 1966,
179 is hereby amended by adding thereto the following new sections:
- 180 1. "No manufacturer, vintner, bottler, wholesaler, or im-
181 porter of wines, nor any jobber nor agent thereof, shall directly
182 or indirectly supply, furnish, give, or pay for any furnishings,
183 fixtures, or equipment used in the storage, handling, serving,
184 or dispensing of wines or food within the place of business of
185 any class 'B' or class 'C' permittee authorized under the pro-
186 visions of this chapter to sell wine at retail; nor shall he
187 directly or indirectly extend credit or pay for any such permit,
188 nor directly or indirectly have a financial interest in the own-
189 ership, conduct, or operation of the business of a retail per-
190 mittee authorized to sell wine. Any permittee who shall assent
191 or be a party in any way to such violation or infringement of
192 the provisions of this chapter shall be deemed guilty of a vio-
193 lation of the provisions of this chapter."
- 194 2. "There shall be levied and collected from all class 'A'
195 permittees selling wine on all wine manufactured for sale or
196 sold in this state at wholesale and on all wine imported into
197 this state for sale at wholesale and sold in this state at
198 wholesale, a tax of fifty cents for every wine gallon, and at
199 the like rate for any other quantity or for the fractional parts
200 of a wine gallon.
- 201 No tax shall be levied or collected on wine shipped or
202 sold outside this state by a class 'A' permittee. All
203 revenue derived from the tax hereby imposed shall accrue to
204 the state general fund. All of the provisions of this
205 chapter relating to the administration of the wine tax shall
206 apply to this section."

- 207 3. "Every person holding a class 'A' permit and
208 selling wine shall on or before the tenth day of each calen-
209 dar month commencing on the tenth day of the calendar month
210 following the month in which such person is issued a permit,
211 make a report under oath to the department of revenue upon
212 forms furnished by the department for such purpose showing
213 the exact number of wine gallons of wine or fractional parts
214 thereof, sold by such permit holder during the preceding
215 calendar month. Such report shall also state such other in-
216 formation as the department of revenue may require, and such
217 permit holders shall at the time of filing said report pay to
218 the department of revenue the amount of tax due at the rate
219 fixed in accordance with the provisions of this chapter."
- 220 4. "A penalty of ten percent of the amount of the tax
221 shall be added thereto if the report is not filed and the
222 tax paid to the department by said tenth day of the calendar
223 month."
- 224 5. "As a condition precedent to a vintner, manufacturer,
225 bottler, broker, jobber, importer, or any other person, firm,
226 or corporation selling or shipping wine to a class 'A' per-
227 mittee, such person, firm, or corporation shall first regis-
228 ter with the department of revenue on forms provided for
229 the purpose containing such information as the department
230 of revenue may require."
- 231 6. "A registration fee of one hundred dollars shall
232 accompany each registration and shall be paid by the person
233 so registering. In return for such registration, the de-
234 partment of revenue shall issue a certificate of compliance
235 to those registered. Each certificate shall be good for a
236 period of one year from date of issuance unless otherwise
237 revoked as herein provided or surrendered. All holders of
238 the certificate of compliance shall on or before the tenth
239 day of each calendar month commencing on the tenth day of
240 the calendar month following the month in which such person
241 is issued a certificate, make a report under oath to the
242 department of revenue upon forms to be furnished by such
243 department for such purpose showing the exact number of
244 cases and gallons and types of wine sold and shipped to
245 individual class 'A' permittees during the preceding
246 calendar month along with such other information as may be
247 required by such department."
- 248 7. "At the time of applying for a certificate of com-
249 pliance, each applicant shall file with the department of
250 revenue a list of class 'A' permittees with whom it shall
251 do business and shall designate the territory in which its
252 products are to be distributed by such permittee. The
253 listing of class 'A' permittees and territories as filed
254 with the department may be amended from time to time by
255 the holder of a certificate of compliance. However, before
256 such amendments shall become effective, notification shall
257 be made in writing to the department of revenue and to the
258 class 'A' permittee affected at least ninety days prior to
259 such change unless such amendments are mutually agreed upon
260 between the holder of a certificate of compliance, the class
261 'A' permittee affected, with the approval of the department

262 of revenue upon forms provided by the department of revenue
263 for that purpose."

264 8. "The department of revenue is hereby empowered to
265 revoke such certificate upon noncompliance with this section
266 or any other section of this chapter and the holder thereof
267 shall be barred from selling or shipping wine to any class
268 'A' permittee and class 'A' permittees shall be barred from
269 receiving such wine within this state."

270 aa. Section one hundred twenty-five point two (125.2),
271 Code 1966, is hereby amended by inserting in line twelve
272 (12) after the word "weight" the following: "or wine as
273 defined in chapter one hundred twenty-four (124) of the
274 Code as amended."

JOHN M. WALSH

1 Amend Senate File 1297, page 5, by striking all of
2 section 10.

EUGENE M. HILL

1 Amend Senate File 1297, page 5, line 20, by inserting after
2 the word "resale" the words "not to exceed fifteen percent".

CHARLES F. BALLOUN

1 Amend the environmental preservation committee amendment
2 to House File 1198, filed March 17, 1970, by striking lines
3 104 through 108, inclusive.

W. R. RABEDEAUX

On motion of Senator Rigler, the Senate adjourned until 10:00
a.m., Monday, March 23, 1970.

JOURNAL OF THE SENATE

SEVENTY-FIRST DAY

SENATE CHAMBER,
DES MOINES, IOWA, MONDAY, MARCH 23, 1970.

The Senate met in regular session, President Jepsen presiding.

Prayer was offered by the Reverend Elliot H. Blackburn, pastor of the St. John's Episcopal Church, Mason City, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Friday, March 20, 1970, was approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Weimer for the day on request of Senator Frommelt.

PETITIONS

By Senator Nicholson, from thirty-three residents of Scott County opposing sex education in all Iowa public schools.

By Senator Frommelt, from one hundred residents and employees of the St. Francis Home, Dubuque, Iowa, favoring an increase in welfare payments for the aged people of Iowa.

By Senator Frommelt, from twenty-one residents of Dubuque County opposing the House amendment to Senate File 1151, relating to the definition of real estate.

DISTINGUISHED GUEST

Senator Thordsen rose on a point of personal privilege and presented to the Senate the Honorable J. Kenneth Stringer II, former member of the House of Representatives from Scott County and father of Ken Stringer III, member of the Davenport Central High School championship basketball team, winner of the 1970 Class AA State Basketball Tournament.

VISITORS

President Jepsen welcomed to the Senate four students from Starmont School, Lamont, Iowa, grandchildren of Senator Parker.

Forty-three students from John Adams Junior High School, Mason City, Iowa, accompanied by Don Brown and Eldon Vine.

Eighteen students from Oskaloosa High School, Oskaloosa, Iowa.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Chair announced the special order of business for the consideration of Senate File 1232.

CONSIDERATION OF BILLS

Senate File 1232

On motion of Senator Laverty, Senate File 1232, a bill for an act relating to the establishment of sanitary disposals and providing penalties for violations thereof, was taken up and considered.

Senator Neu offered the committee amendment filed March 19, 1970, and found on pages 969-978, inclusive, of the Senate Journal.

President pro tempore Lange took the chair at 11:10 a.m.

Senator Neu offered the following amendment to the amendment:

Amend the committee on environmental preservation amendment to Senate File 1232 as follows:

1. By striking in line one hundred thirty-eight (138) the word "or" and inserting in lieu thereof the word "and".

2. By striking in line one hundred forty-two (142) all after the word "may" and all of lines one hundred forty-three (143), one hundred forty-four (144), one hundred forty-five (145) and one hundred forty-six (146), and inserting in lieu thereof the following: ", in lieu of the levy authorized by section three hundred thirty-two point thirty-two (332.32) of the Code, annually levy a tax not to exceed one-fourth mill on all taxable property in the county outside the incorporated limits of any city or town for the purpose of planning a sanitary disposal project or of paying the interest and principal of bonds issued pursuant to the provisions of section nineteen (19) of this Act as they become due."

3. By striking all of line one hundred forty-seven (147) and inserting in lieu thereof the following: "Sec. 9. City and Town Financing of Sanitary Disposal Projects. Chapter four hundred four (404), Code 1966, is amended by adding thereto the following new section:"

4. By adding in line one hundred sixty-two (162) following the word "disposal" the word "project".

5. By striking in line one hundred sixty-five (165) the word "their" and inserting in lieu thereof the word "its".

6. By striking in line one hundred sixty-seven (167) the word "them" and inserting in lieu thereof the word "it".

7. By striking all after the period in line 266, and all of lines 267 through 272, inclusive, and inserting in lieu thereof the following: "Funds available pursuant

to the levy authorized by section eight (8) of this Act shall be used to pay the interest and principal of such bonds as they become due. The millage limitation referred to in section eight (8) of this Act shall".

8. By striking in line two hundred ninety-five (295) the word "equip" and inserting in lieu thereof the words "powered to own, acquire, establish, construct, purchase, equip".

9. By adding after line 497 the following new sections:

"Chapter two hundred thirty-six (236), Laws of the Sixty-third General Assembly, First Session, is hereby amended by striking from line one hundred thirty-eight (138) the word 'six' and inserting in lieu thereof the word 'seven'".

"This Act, being deemed of immediate importance, shall be in full force and effect from and after its passage and publication in the Globe-Gazette, a newspaper published in Mason City, Iowa, and The Des Moines Register, published at Des Moines, Iowa."

(Consideration of Senate File 1232 pending at recess.)

On motion of Senator Rigler, the Senate adjourned until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Jepsen presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has concurred in Senate amendment to and passed the following bill in which the concurrence of the House was asked:

House File 204, a bill for an act relating to librarians and guidance counselors for junior and senior high schools.

Also: That the House has concurred in Senate amendment to and passed the following bill in which the concurrence of the House was asked:

House File 788, a bill for an act to establish a special employment security contingency fund.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1330, a bill for an act relating to the construction of an administration building for the state highway commission.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1332, a bill for an act relating to exemption from taxation of property of levee and drainage districts.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 178, a bill for an act relating to annual readjustment of pensions.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 300, a bill for an act relating to business corporations.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 568, a bill for an act to provide for establishment of benefited street lighting districts in unincorporated areas.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 588, a bill for an act relating to boating on artificial lakes and impoundments.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 645, a bill for an act to accept the provisions of the National School Lunch Act.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1062, a bill for an act relating to a department of soil conservation.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1122, a bill for an act relating to seals on alcoholic liquor.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1157, a bill for an act relating to closed highways.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1162, a bill for an act relating to certification of nominees whose names are on the general election ballot.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1189, a bill for an act to legalize and validate the special election of the Twin Cedars Community School District.

Also: That the House has refused to concur in Senate amendment to the following bill in which the concurrence of the House was asked:

House File 1251, a bill for an act relating to child labor.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1329, a bill for an act to prohibit false reports and information regarding crimes and accidents.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 110, requesting that the Iowa liquor control commission make certain changes in its rules and regulations.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 1157

Amend Senate File 1157, as amended, passed and reprinted by the Senate, as follows:

1. By adding thereto as Section 2 the following:

Sec. 2. Section three hundred six point thirteen (306.13), Code 1966, is hereby amended by inserting in line sixteen (16) after the period the following:

"Whenever such board or commission condemns or purchases property rights or otherwise denies direct access to a road or highway from abutting property, the board or commission shall establish and maintain an alternative access facility to an alternate road or highway to the extent that said access facility shall connect with any lane or driveway in existence at the time of the condemnation or purchase, or if none exists after condemnation, then said access facility shall connect at another place as agreed to by the parties. The alternative access facility so constructed shall meet the minimum standards for local secondary roads with an all-weather surfacing and shall be maintained in the same manner and to the same extent. Compensation for any property rights taken in the establishment of any alternative access shall be paid as in any other purchase or condemnation of property."

2. By renumbering Section 2 as Section 3.

3. Page 2, line 1, by striking the period and inserting in lieu thereof the following:

"nor shall it change or limit liability to such persons."

4. By striking the period at the end of the title and adding the following:

"and to the purchase or condemnation of property rights for establishment of an alternative access."

HOUSE MESSAGES CONSIDERED

House File 1329, a bill for an act to prohibit false reports and information regarding crimes and accidents.

Read first time and **passed on file**.

House File 1330, a bill for an act relating to the construction of an administration building for the state highway commission.

Read first time and **passed on file**.

House File 1332, a bill for an act relating to exemption from taxation of property of levee and drainage districts.

Read first time and **passed on file**.

INTRODUCTION OF BILLS

Senate File 1303, by committee on state government, a bill for an act relating to the inspection of places where dead human bodies are prepared or held for burial, or entombment.

Read first time and placed on calendar.

Senate File 1304, by committee on state government, a bill for an act relating to voter registration.

Read first time and placed on calendar.

SPECIAL ORDER CONTINUED

Senate File 1232

The Senate resumed consideration of Senate File 1232 and the Neu amendment to the committee amendment.

On motion of Senator Neu, the amendment to the amendment was adopted.

Senator Neu offered the following amendment to the amendment and moved its adoption:

Amend the committee on environmental preservation amendment to Senate File 1232 as follows:

1. By striking in line one hundred forty-nine (149) the word "annually".
2. By striking in line one hundred fifty (150) the word "one" and inserting in lieu thereof the word "one-quarter".
3. By striking in lines one hundred fifty (150) and one hundred fifty-one (151) the words "planning, financing or operating" and inserting in lieu thereof the word "planning".
4. By adding in line one hundred fifty-seven (157) following the period the following new sentence: "The tax herein authorized may be levied one time by each city and town in this state".

The amendment to the amendment was adopted.

Senator Glenn offered the following amendment to the amendment:

Amend the committee on environmental preservation amendment, filed March 19, 1970, as follows:

1. By striking on line 159 the words "commencing July 1, 1975" and capitalizing the letter "i" of the word "it".
2. By striking on line 162 the word "approved" and inserting in lieu thereof the words "unless waived".
3. By inserting on line 163 following the period (.) the following:

"Such waiver may be granted upon application supported by evidence that diligent efforts have been and are being made to comply with this Act. The commissioner may grant such application for a period of not to exceed six (6) months, which may be renewable thereafter for additional like periods upon adequate showing as hereinabove provided."

Senator Glenn moved the adoption of the amendment to the amendment and called for a division.

The amendment to the amendment lost.

Senator Mowry offered the following amendment to the amendment and moved its adoption:

Amend the environmental preservation committee amendment, filed March 19, 1970, line 31, by inserting after the word "Code." the following new sentence:

"Nothing herein shall be construed as requiring that dirt, stone, brick or similar material used for fill, landscaping, excavation or grading be deposited in a sanitary disposal."

The amendment to the amendment was adopted.

Senator Shirley offered the following amendment to the amendment and moved its adoption:

Amend the environmental preservation committee amendment to Senate File 1232, filed March 19, 1970, as follows:

1. Line 208, by striking the word "subdivision" and inserting in lieu thereof the word "paragraph".

2. Line 292, by striking the word and figure "two (2)" and inserting in lieu thereof the figure "one (1)".

The amendment to the amendment was adopted.

Senator Shirley offered the following amendment to the amendment and moved its adoption:

Amend the committee on environmental preservation amendment to Senate File 1232, filed March 19, 1970, and found on pages 969-978 of the Senate Journal, by striking in line 119 thereof the words "by law." and inserting in lieu thereof the following:

"or required by law, including, but not limited to, the provisions of chapter three hundred fifty-eight A (358A) of the Code."

The amendment to the amendment was adopted.

Senator Doderer offered the following amendment to the amendment by Senators Doderer, Davis and Gaudineer.

Amend the committee on environmental preservation amendment to Senate File 1232, filed March 19, 1970, by adding the following new section after line 497:

"Sec. 31. Every person, firm, or corporation, at the time of originally licensing and registering a motor vehicle within this state shall pay to the county treasurer, or licensing authority, in addition to all other fees and taxes required by law, an additional fee of five dollars. Such additional fee shall be paid in full even though such licensing and registration is only for part of a year or is pursuant to a proration agreement between this state and another. The county treasurer or licensing authority shall

not issue any license plates or registration certificate until such fee is paid. The county treasurer or licensing authority shall thereafter remit such moneys to the treasurer of state at the time provided by law for the remittance of license fees. The treasurer shall place such moneys into a special fund to be known as the auto junk disposal fund. The office of planning and programming may allocate from such fund direct grants to a city, town, county, or a group of such governmental agencies who have entered into an intergovernmental agreement pursuant to chapter twenty-eight E (28E) of the Code for the purpose of establishing a sanitary land fill or other means for disposing of junk cars that is approved by the office of planning and programming."

Senator Doderer moved the adoption of the amendment to the amendment and requested a roll call.

On the question "Shall the Doderer, et al., amendment to the amendment be adopted?" (S.F. 1232) the vote was:

Ayes, 10:

Balloun	Dodds	Palmer	Sullivan
Davis	Doderer	Shirley	Thordsen
Denman	Gaudineer		

Nays, 45:

Anderson	Erskine	Lamborn	O'Malley
Arbuckle	Frey	Lange	Orr
Bass	Frommelt	Laverty	Parker
Bortell	Gilley	Leonard	Potgeter
Briles	Glenn	Lucken	Potter
Brownlee	Griffin	Messerly	Rabedeaux
Clarke	Hill	Mogged	Rigler
Coleman	Hougen	Mowry	Smith
Conklin	Keith	Neu	Stephens
Curran	Klink	Nicholson	Van Gilst
DeHart	Kosek	Ollenburg	Walsh
DeKoster			

Voting present, 1:

Kyhl

Absent or not voting, 5:

McGill	Schaben	Shaff	Weimer
Reichardt			

The amendment to the amendment lost.

Senator Erskine asked and received unanimous consent to withdraw the following amendment:

Amend Senate File 1232, page 1, by inserting in line 24 after the date "1975" the following:

" , except as otherwise provided in this Act".

Senator Griffin took the chair at 4:00 p.m.

President Jepsen took the chair at 4:15 p.m.

On motion of Senator Laverty, the committee amendment as amended was adopted.

Senator Laverty moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1232) the vote was:

Ayes, 42:

Brownlee	Gaudineer	Leonard	Potgeter
Clarke	Glenn	Lucken	Potter
Conklin	Griffin	Messerly	Rabedeaux
Curran	Hill	Mogged	Reichardt
Davis	Keith	Neu	Rigler
DeKoster	Klink	Nicholson	Schaben
Dodds	Kosek	Ollenburg	Shirley
Doderer	Kyhl	O'Malley	Smith
Erskine	Lamborn	Orr	Thordsen
Frey	Lange	Palmer	Walsh
Frommelt	Laverty		

Nays, 14:

Anderson	Bortell	Gilley	Stephens
Arbuckle	Briles	Hougen	Sullivan
Balloun	Coleman	Mowry	Van Gilst
Bass	DeHart		

Voting present, 1:

Parker

Absent or not voting, 4:

Denman	McGill	Shaff	Weimer
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The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Laverty moved that the vote by which Senate File 1232 passed the Senate be reconsidered and the motion to reconsider be laid on the table.

Roll call was requested.

On the question "Shall the motion to reconsider be laid on the table?" (S.F. 1232) the vote was:

Rule 24 was invoked.

Ayes, 29:

Brownlee	Hougen	Leonard	Potgeter
Clarke	Keith	Messerly	Potter
Conklin	Klink	Mogged	Rabedeaux
Curran	Kosek	Neu	Rigler
DeKoster	Kyhl	Nicholson	Shaff
Erskine	Lange	Ollenburg	Thordsen
Frey	Laverty	O'Malley	Walsh
Hill			

Nays, 26:

Arbuckle	DeHart	Lamborn	Schaben
Balloun	Dodds	Lucken	Shirley
Bass	Doderer	Mowry	Smith
Bortell	Frommelt	Orr	Stephens
Briles	Gaudineer	Palmer	Sullivan
Coleman	Gilley	Parker	Van Gilst
Davis	Glenn		

Absent or not voting, 6:

Anderson	Griffin	Reichardt	Weimer
Denman	McGill		

The motion lost.

MOTION TO RECONSIDER

Senator Doderer called up the following motion filed March 13, 1970, and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which Senate File 585 passed the Senate.

Division was called for.

The motion prevailed.

Senator Clarke moved to reconsider the vote by which Senate File 585 went to its last reading, which motion prevailed.

HOUSE AMENDMENT RECONSIDERED**Senate File 585**

Senator Clarke called up for reconsideration Senate File 585, a bill for an act relating to a state criminalistics laboratory, a state medical examiner, county medical examiners, and the investigation of unnatural deaths, amended by the House.

Senator Gaudineer moved to reconsider the vote by which the House amendment as amended was concurred in by the Senate, which motion prevailed.

Senator Gaudineer moved to reconsider the vote by which the Clarke, et al., amendment as amended was adopted, which motion prevailed.

Senator Gaudineer offered the following amendment to the amendment by Senators Gaudineer, Clarke and Arbuckle and moved its adoption:

Amend the Clarke, et al., amendment to Senate File 585, filed March 12, 1970, as follows:

1. By striking lines 27, 28, 29.
2. By striking lines 30 through 33, inclusive, and by inserting in lieu thereof the following:

"6. Line 18, by striking the words 'training in the medical specialty of' and by inserting in lieu thereof the words 'knowledge in'."

3. By striking lines 34 through 36, inclusive, and by inserting in lieu thereof the following new division:

"By striking lines 20, 21, and 22 and by striking from line 23 the words 'is six years' and inserting in lieu thereof the words 'the governor'."

4. By inserting after line 36 the following new division and by renumbering the remaining divisions in conformity therewith:

"8. By striking from line 27 the words 'The board of' and all of lines 28 and 29."

5. By striking lines 84 through 88, inclusive.

The amendment to the amendment was adopted.

Senator Doderer asked and received unanimous consent to withdraw the following amendment filed by Senators Doderer and Neu:

Amend the Clarke, et al., amendment to Senate File 585, filed March 12, 1970, by striking lines 30 through 86, inclusive, and renumbering the subsequent subsections.

On motion of Senator Gaudineer, the Clarke, et al., amendment as amended was adopted.

Senator Gaudineer moved that the Senate concur in the House amendment as amended, which motion prevailed.

Senator Gaudineer moved that the bill as amended by the House and further amended and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 585) the vote was:

Ayes, 54:

Arbuckle	Doderer	Lange	Parker
Balloun	Erskine	Laverty	Potgeter
Bass	Frey	Leonard	Potter
Bortell	Frommelt	Lucken	Rabedeaux
Briles	Gaudineer	Messerly	Rigler
Brownlee	Gilley	Mogged	Shaff
Clarke	Glenn	Mowry	Shirley
Coleman	Griffin	Neu	Smith
Conklin	Hill	Nicholson	Stephens
Curran	Hougen	Ollenburg	Sullivan
Davis	Klink	O'Malley	Thordsen
DeHart	Kosek	Orr	Van Gilst
DeKoster	Kyhl	Palmer	Walsh
Dodds	Lamborn		

Nays, none.

Absent or not voting, 7:

Anderson	Keith	Reichardt	Welmer
Denman	McGill	Schaben	

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Gaudineer asked and received unanimous consent that **Senate File 585** be immediately messaged to the House, which request was complied with.

HOUSE AMENDMENT TO SENATE AMENDMENT CONSIDERED

House File 1

Senator Lamborn called up for consideration House File 1, a bill for an act relating to motor vehicle registration fees and to the negotiation and execution of reciprocal, proration, and other agreements or declarations for fleet owners of commercial vehicles engaged in interstate commerce, amended by the Senate, further amended by the House, and moved that the Senate concur in the following amendment:

Amend the Senate amendment to House File 1 as follows:

1. By striking from line 88 the words "one dollar" and inserting in lieu thereof the words "two dollars".
2. By striking lines 107 through 112, inclusive, and inserting in lieu thereof the following:
 - (1) By striking from line twelve (12) the words "prior to April first" and inserting in lieu thereof the words "after January thirty-first".
 - (2) By inserting in line thirteen (13) after the word "fee" the words ", plus penalties,".

The Senate concurred in the House amendment to the Senate amendment.

Senator Lamborn moved that the bill as amended by the Senate, further amended by the House, and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1) the vote was:

Ayes, 48:

Balloun	Dodds	Lange	Palmer
Bass	Doderer	Laverty	Parker
Bortell	Erskine	Leonard	Potgeter
Briles	Frommelt	Lucken	Potter
Brownlee	Gaudineer	Messerly	Shaff
Clarke	Gilley	Mogged	Shirley
Coleman	Glenn	Mowry	Smith
Conklin	Griffin	Neu	Stephens
Curran	Hougen	Nicholson	Sullivan
Davis	Klink	Ollenburg	Thordsen
DeHart	Kyhl	O'Malley	Van Gilst
DeKoster	Lamborn	Orr	Walsh

Nays, 3:

Hill	Kosek	Rabedeaux
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Absent or not voting, 10:

Anderson	Frey	Reichardt	Schaben
Arbuckle	Keith	Rigler	Weimer
Denman	McGill		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

CONSIDERATION OF BILLS

Senate File 1300

On motion of Senator Potgeter, Senate File 1300, a bill for an act to amend Senate File 1088, Acts of the Sixty-third General Assembly, Second Session, to assure the right of protest and appeal of assessments thereunder, was taken up and considered.

President pro tempore Lange took the chair at 5:25 p.m.

Senator Potgeter moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1300) the vote was:

Ayes, 40:

Balloun	DeKoster	Lamborn	Potgeter
Bass	Dodds	Lange	Potter
Bortell	Erskine	Leonard	Rabedeaux
Briles	Gilley	Lucken	Rigler
Brownlee	Glenn	Mogged	Shaff
Coleman	Hougen	Mowry	Stephens
Conklin	Keith	Neu	Sullivan
Curran	Klink	Nicholson	Thordsen
Davis	Kosek	Ollenburg	Van Gilst
DeHart	Kyhl	Palmer	Walsh

Nays, 3:

Frommelt	Hill	Orr
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Absent or not voting, 18:

Anderson	Frey	Messerly	Schaben
Arbuckle	Gaudineer	O'Malley	Shirley
Clarke	Griffin	Parker	Smith
Denman	Laverty	Reichardt	Weimer
Doderer	McGill		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

SPECIAL ORDERS

Senator Rigler asked and received unanimous consent that the special order on **House File 1198** be postponed until Tuesday, March 24, 1970, at 9:00 a.m.

Senator Rigler asked and received unanimous consent that **Senate File 1111** be made a special order of business for Tuesday, March 24, 1970, at 11:00 a.m.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on March 20, 1970, the Governor had approved and transmitted to the Secretary of State the following bills:

- S. F. 628—To establish definitions and standards for frozen desserts.
- S. F. 1063—Relating to the regulation of public utilities.
- S. F. 1149—Relating to publication of the opinions of the supreme court.
- S. F. 1163—Relating to the marking and branding of livestock.
- S. F. 1221—Relating to members of the interstate cooperation commission.
- H. F. 91—To permit the conservation commission to promulgate, for experimental purposes, special rules relating to the operation of watercraft and other water-oriented activity on Green Valley Lake, near the city of Creston.
- H. F. 208—Relating to the platting and zoning jurisdiction in unincorporated areas outside of cities and towns.
- H. F. 231—Relating to the licensing of insurance agents in Iowa.
- H. F. 609—Relating to the Iowa national guard.
- H. F. 1137—To provide for fair trade practices by motor vehicle franchisors.
- H. F. 1154—Relating to terms of office of certain county supervisors.
- H. F. 1156—Relating to a revision of Iowa law governing divorce and marriage annulment and relating to support payments to welfare recipients under decree for dissolution of marriage.
- H. F. 1176—Relating to the Iowa public employees' retirement system, wages covered and the payment of benefits under such system.
- H. F. 1222—Relating to the sales and use tax on newsprint and ink and to exempt the sales, publishing, and printing of all newspapers and shoppers' guides therefrom.

SENATE CONCURRENT RESOLUTION 120

By Messerly, Balloun, Gaudineer and Coleman

Whereas, the budget and financial control committee has devoted considerable time and effort to review of the state's budget procedures, particularly relating to the state board of regents; and

Whereas, many members of the General Assembly have indicated an interest in a review of the state's budgetary procedures; and

Whereas, the Governor and the Governor's economy committee have indicated that the state's budgetary procedures lack the clarity and detail necessary to meet increased demands for proper distribution of the state's resources; and

Whereas, continuing improvements and innovations have been made in budgetary procedures at all levels of government throughout the nation during the past few years; and

Whereas, some of these budget innovations have been studied and partially implemented in Iowa recently by the office of the state comptroller and the office for planning and programming; and

Whereas, the state board of regents and its institutions have recently taken significant steps toward budgetary innovations, and the state board and department of public instruction are also adopting new budgetary procedures; and

Whereas, the budget and financial control committee, the Governor, the state comptroller and the office for planning and programming have certain and specific statutory responsibilities relating to the budgetary processes in the state; and

Whereas, there was created, by the efforts of the budget and financial control committee and the Governor, an ad hoc committee comprised of the chairman of the budget and financial control committee, the state comptroller, the director of the office for planning and programming, and a representative of the Governor's office to study, research, coordinate, and implement specific phases of the budget innovations and reforms for higher education; and

Whereas, this ad hoc committee has prepared and has presented to this general assembly and the governor a report on its progress to date; and

Whereas, the report of the ad hoc committee points toward significant improvements in budget information, procedures, format, analysis, clarity, and ease of use; *Now, Therefore*,

Be It Resolved by the Senate, the House Concurring, That the ad hoc committee for budget revision be commended for its efforts, and that it be urged to continue its study of improved budget procedures for Iowa, with major immediate emphasis on modernizing budgetary practices within the field of education, and that the committee and cooperating state agencies and institutions be authorized and urged to consult with nonpublic schools, to correlate the entire budget spectrum of education in Iowa.

Be It Further Resolved, That the committee periodically report its progress to the budget and financial control committee and the Governor, and submit a complete report to the Governor and the General Assembly next convening, by February 1, 1971, and any and all innovations which appear immediately practical and informative shall become a part of the budget material available to the General Assembly and the Governor for preparation of the next biennial budget.

Be It Further Resolved, That funding for this committee, including the hiring of consultants as needed, shall be done within the existing budgets of the state comptroller and the office for planning and programming, and, if necessary, by use of existing contingent funds.

SENATE CONCURRENT RESOLUTION 121

By Nicholson and Thordsen

(Shaw, Holden, O'Hearn, Newton and Dietz)

Whereas, the Davenport Central High School basketball team has won the Iowa Class AA High School basketball championship; and

Whereas, the Davenport Central High School basketball team has completed another winning season of competition with a 24-3 won-lost record; and

Whereas, the Davenport Central High School basketball team has displayed the utmost in spirit and teamwork: *Now, Therefore*,

Be It Resolved by the Senate, the House Concurring: That the Sixty-third General Assembly, Second Regular Session, extend its heartiest congratulations to the Davenport Blue Devils, their coaches, teachers and school administrators and to their families and loyal friends who encouraged

and supported the Blue Devils all through the regular season and during the tournament;

Be It Further Resolved: That the members of the Sixty-third General Assembly, Second Regular Session, commend the Blue Devils for their splendid example of sportsmanship, fair play and athletic prowess which took them to the highest place in Iowa High School basketball, the Class AA championship game;

Be It Further Resolved: That a copy of this resolution be sent to Coach Donald Gensing and the Davenport Central basketball team.

SENATE CONCURRENT RESOLUTION 122

By Smith (Kruse)

Whereas, the Paullina High School team has won the Iowa Class A High Schools Boys basketball championship; and

Whereas, the Paullina High School Boys basketball team has won the third consecutive Class A championship after seventy-six consecutive victories; and

Whereas, the Paullina High School Boys basketball team has displayed the utmost spirit and teamwork, therefore,

Be It Resolved by the Senate, the House Concurring, That heartiest congratulations be sent to the Paullina Panthers, their coaches, teachers and school administrators and to their families and loyal friends, who encouraged and supported the Panthers all through the regular season and during the tournament,

Be It Further Resolved, that the members of the Senate and House commend the Panthers for their splendid example of sportsmanship, fair play and athletic prowess which took them to the Class A championship game.

Be It Further Resolved, that a copy of this concurrent resolution be sent to Coach Griebel and the Paullina High School Boys basketball team.

AMENDMENTS FILED

1 Amend Senate File 1078 as follows:

2 1. Page 1, by striking line 7 and inserting in lieu
3 thereof the following "the sum of one hundred thirty-four
4 thousand (134,000)".

5 2. Page 2, by striking lines 1, 2 and 3.

JOHN L. MOWRY

1 Amend Senate File 1297, page 5, line 27, by
2 inserting after the word "area." a new paragraph as
3 follows:

4 "The commission may sell alcoholic liquor to
5 the special distributors on consignment."

WILLIAM J. REICHARDT

1 Amend Senate File 1297 by numbering properly and adding
2 after line 27, page 5, the following new section:
3 "Section one hundred twenty-three point nineteen (123.19)
4 Code 1966, is amended by striking all of lines thirty-five
5 (35) through thirty-seven (37), inclusive."

HUGH H. CLARKE

1 Amend Senate File 1297, page 5, by adding after
 2 line 27 the following new section:
 3 "Section one hundred twenty-three point nineteen
 4 (123.19), Code 1966, is further amended by striking
 5 subsection five (5)."

ANDREW G. FROMMELT

1 Amend Senate File 1297, page 5, by adding the
 2 following new sections after line 27:
 3 a. Notwithstanding any provision in chapter one
 4 hundred twenty-four (124) of the Code to the contrary,
 5 any class "B" beer permittee whose receipts from the
 6 sale of beer constitute less than fifty percent of
 7 his gross business shall be entitled, upon application
 8 and payment of one hundred dollars to the local issu-
 9 ing authority, obtain a special Sunday beer permit which
 10 shall allow the holder thereof to sell beer to persons
 11 for consumption on or off the licensed premises between
 12 the hours of twelve noon and one a.m. on Monday. Any
 13 beer permittee holding such special permit shall be
 14 precluded from selling beer or alcoholic liquor on
 15 one other day as designated by such permittee on his
 16 application and as shall appear on his retail permit
 17 to sell beer.
 18 b. Notwithstanding any provision of chapter one
 19 hundred twenty-three (123) of the Code to the contrary,
 20 any liquor control licensee holding a special beer per-
 21 mit for the purpose of selling beer on Sunday shall be
 22 entitled, upon application and payment of one hundred
 23 dollars to the local issuing authority, to obtain a
 24 special liquor control license which shall allow the
 25 holder thereof to sell alcoholic beverages to persons
 26 for consumption on the licensed premises during the
 27 same hours and on the same days as allowed under the
 28 authority of the beer permit held by the licensee.

JOHN M. WALSH
 HAROLD A. THORSEN

1 Amend the Walsh amendment to Senate File 1297,
 2 filed March 20, 1970, line 102, by inserting after
 3 the word "hundred" the word "dollars."

JOHN M. WALSH

1 Amend House File 8, as passed by the House, page 2, by striking the
 2 sentences beginning in line 33 and ending in line 43, and inserting after
 3 line 33 the following new subsection and renumbering the subsequent
 4 subsections:

5 "Upon request of the board of supervisors of any county, the records
 6 of a mental health center shall be audited by a referee to be appointed
 7 by the district court. Such audit shall be limited to such records of
 8 such center as are relevant to the residence, number of dependents, and
 9 the patient's ability to pay as determined by board policy. The purpose
 10 such audit shall be to determine eligibility for treatment and reasonable-

of
 ness

11 of fees. Any such audit shall be confidential and conducted in such a
 12 manner
 12 as not to reveal the identity of any patient."

JOAN ORR

1 Amend House File 1103 as follows:

2 1. Page 2, by adding after line 12 the following new sec-
 3 tions:

4 a. Sec. 2. House File 394, Acts of the Sixty-third
 5 General Assembly, Second Session, is hereby amended as follows:

6 1. By striking from section two (2), subsection one (1),
 7 the words "Classification of roads and streets. The roads and
 8 streets of the state are hereby classified into the following
 9 systems" and inserting in lieu thereof the following:

10 "Functional classification of roads and streets. For the
 11 purpose of functionally classifying the roads and streets of
 12 this state to cooperate with the United States department of
 13 transportation, as required by section seventeen (17), public
 14 law 90-495, and for no other purpose, the roads and streets
 15 of this state are hereby classified into the following systems".

16 2. By striking from section two (2), subsection two (2),
 17 the words "Definition of road and street systems. The follow-
 18 ing words and phrases relating to roads and streets shall have
 19 the following meanings" and inserting in lieu thereof the
 20 following:

21 Definitions of road and street systems. For the purpose
 22 of functionally classifying the roads and streets of this state
 23 to cooperate with the United States department of transportation,
 24 as required by section seventeen (17), public law 90-495, and
 25 for no other purpose, the following words and phrases relating
 26 to roads and streets shall have the following meanings".

27 3. By striking section three (3).

28 b. Sec. 3. Chapter three hundred six (306), Code 1966,
 29 is hereby amended by adding the following sections:

30 (1). The highways of the state are hereby classified into
 31 four systems, to wit: the primary road system, the institutional
 32 road system, the secondary road system, and the state park road
 33 system.

34 The secondary road system is subdivided into farm-to-
 35 market roads and local secondary roads.

36 (2). The following words and phrases when used in this
 37 chapter or in any chapter of the Code relating to highways
 38 shall respectively have the following meaning:

39 1. The term "primary roads" or "primary road system"
 40 shall include those main market roads and highway traffic
 41 arteries, outside of cities and towns, which have been desig-
 42 nated as primary roads under section three hundred thirteen
 43 point two (313.2) of the Code or which may hereafter be so
 44 designated as the law may provide.

45 2. The term "institutional roads" shall include those
 46 highways, either inside or outside of cities and towns, upon
 47 land belonging to the state at any state institution.

48 3. The term "secondary roads" or "secondary road system"
 49 shall include all public highways, outside of cities and towns,
 50 except primary roads and state park and institutional roads.

60 6. The terms "state park roads" shall include all those
61 highways and roads, either inside or outside of cities and
62 towns, upon land belonging to the state at any state park.

63 7. The term "interstate roads" or "interstate road system"
64 shall include those roads of the primary road system that are
65 designated or will be designated by the secretary of commerce
66 of the United States government as the "National System of
67 Interstate and Defense Highways" in Iowa.

68 (3). Jurisdiction and control over the highways of the
69 state are hereby vested in and imposed on (1) the state highway
70 commission as to primary roads; (2) the county board of super-
71 visors as to secondary roads within their respective counties;
72 and (3) the board or commission in control of any state park
73 or institution as to any state park or institutional road at
74 such state park or state institution. However, as to any
75 state park road which is an extension of either a primary or
76 secondary highway which both enters and exits from the state
77 park at separate points, the state highway commission in the
78 case of a primary road, and the county board of supervisors in
79 the case of secondary roads, shall have concurrent jurisdiction
80 with the state conservation commission over such roads, and the
81 state highway commission in the case of a primary road and the
82 board of supervisors in the case of a secondary road, may expend
83 the moneys available for such roads in the same manner as they
84 expend such funds on other roads over which they exercise juris-
85 diction and control. The parties exercising concurrent juris-
86 diction shall enter into agreements with each other as to the
87 kind and type of construction, reconstruction and repair and
88 the division of cost thereof, but in the absence of such agree-
89 ment the jurisdiction and control of said road shall remain
90 under the conservation commission. Provided, however, that
91 the Iowa state highway commission, in the case of a primary
92 highway extension, and the board of supervisors in the case of
93 a secondary highway extension, shall perform maintenance on
94 said road in the same manner as performed on a highway of a
95 like type of surface or construction.

96 2. Page 1, line 1, by adding after the word "relating" the
97 words "to the jurisdiction over roads and highways,".

Senator Doderer raised a point of order on the amendment for the reason that it was not germane to the bill.

The Chair ruled the point not well taken and the amendment in order.

On motion of Senator Lamborn, the amendment was adopted.

Senator Van Gilst moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1103) the vote was:

Ayes, 53:

Anderson	Dodds	Laverty	Potter
Arbuckle	Erskine	Leonard	Rabedaux
Balloun	Frey	Lucken	Reichardt
Bass	Gaudineer	Messerly	Rigler
Bortell	Gilley	Mogged	Schaben
Briles	Glenn	Mowry	Shaff
Brownlee	Griffin	Neu	Shirley
Coleman	Hill	Nicholson	Smith
Conklin	Hougen	O'Malley	Stephens
Curran	Keith	Orr	Sullivan
Davis	Kyhl	Palmer	Thordsen
DeHart	Lamborn	Parker	Van Gilst
DeKoster	Lange	Potgeter	Walsh
Denman			

Nays, 2:

Frommelt	Kosek
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Absent or not voting, 6:

Clarke	Klink	Ollenburg	Weimer
Doderer	McGill		

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

SENATE FILE WITHDRAWN

Senator Lamborn asked and received unanimous consent that **Senate File 1270** be withdrawn from further consideration of the Senate.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 128, providing for a joint convention for the purpose of hearing a message from Governor Robert D. Ray.

WILLIAM R. KENDRICK, Chief Clerk

ADOPTION OF HOUSE CONCURRENT RESOLUTION 128

Senator Rigler asked and received unanimous consent to take up for immediate consideration the following resolution and moved its adoption:

HOUSE CONCURRENT RESOLUTION 128

By McCartney

Be It Resolved by the House, the Senate Concurring, That a joint convention of the two houses of the Sixty-third General Assembly be held on March 25, 1970, at 11:00 a.m.

Be It Further Resolved, that Governor Robert D. Ray be invited to deliver

a special message at a joint convention of the two houses of the General Assembly, and that the President of the Senate and the Speaker of the House be designated to extend the invitation to him.

The motion prevailed and the resolution was adopted.

CONSIDERATION OF BILLS

House File 1268

On motion of Senator Davis, House File 1268, a bill for an act relating to taxation of mobile homes, providing for allocation of the proceeds of such tax, and requiring that manufacturers and dealers notify the county treasurer of the sale and delivery of a mobile home, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Davis asked and received unanimous consent to withdraw the committee amendment filed on March 19, 1970, and found on page 966 of the Senate Journal.

Senator Balloun offered the following amendment and called for a division of the amendment:

Amend House File 1268, as passed by the House, as follows:

Division 1.

1. Page 3, line 10, by striking the word "law" and inserting in lieu thereof the words "chapter one hundred thirty-five D (135D) of the Code".

Division 2.

2. Page 3, by striking all of lines 13 through 18 inclusive.

On motion of Senator Balloun, division 1 of the amendment was adopted.

Senator Balloun moved the adoption of division 2 of the amendment.

Division was called for.

Division 2 of the amendment lost.

Senator Potgeter offered the following amendment and moved its adoption:

Amend House File 1268 as follows:

1. Page 1, line 13, by inserting after the word "Code" the following words: ", plus interest and dividends from federal securities and income from social security and other tax-exempt retirement or pension plans,".

2. Page 2, line 23, by inserting after the words "Code" the following words: ", plus interest and dividends from

federal securities and income from social security and other tax-exempt retirement or pension plans.”

Division was called for.

The amendment was adopted.

Senator Ollenburg offered the following amendment and moved its adoption:

Amend House File 1268, as passed by the House, page 2, by inserting after the period in line 30 the following sentence:

“The treasurer shall make a determination of eligibility of the applicant to qualify for the lower tax rate and thereafter seal the income tax return; and shall hold the information confidential, except as it may be required as evidence to disallow the credit.”

The amendment was adopted.

Senator Davis moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question “Shall the bill pass?” (H.F. 1268) the vote was:

Ayes, 43:

Anderson	DeKoster	Lavery	Potter
Arbuckle	Erskine	Leonard	Rabedeaux
Balloun	Gilley	Lucken	Rigler
Bass	Griffin	Messerly	Shaff
Bortell	Hill	Mogged	Smith
Briles	Hougen	Mowry	Stephens
Brownlee	Keith	Neu	Sullivan
Conklin	Kosek	Nicholson	Thordsen
Curran	Kyhl	Ollenburg	Walsh
Davis	Lamborn	Parker	Weimer
DeHart	Lange	Potgeter	

Nays, 14:

Coleman	Frommelt	Orr	Schaben
Denman	Gaudineer	Palmer	Shirley
Dodds	Glenn	Reichardt	Van Gilst
Doderer	O'Malley		

Absent or not voting, 4:

Clarke	Frey	Klink	McGill
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Davis moved that the vote by which **House File 1268** passed the Senate be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

President pro tempore Lange took the chair at 10:55 a.m.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up out of order Senate File 1254.

Senate File 1254

On motion of Senator Coleman, Senate File 1254, a bill for an act relating to highway safety programs, was taken up and considered.

Senator Coleman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1254) the vote was:

Ayes, 56:

Anderson	Doderer	Lange	Potgeter
Arbuckle	Erskine	Laverty	Potter
Balloun	Frey	Leonard	Rabedeaux
Bass	Frommelt	Lucken	Reichardt
Bortell	Gaudineer	Messerly	Rigler
Briles	Gilley	Mogged	Schaben
Brownlee	Glenn	Mowry	Shaff
Coleman	Griffin	Neu	Smith
Conklin	Hill	Nicholson	Stephens
Curran	Hougen	Ollenburg	Sullivan
DeHart	Keith	O'Malley	Thordsen
DeKoster	Kosek	Orr	Van Gilst
Denman	Kyhl	Palmer	Walsh
Dodds	Lamborn	Parker	Weimer

Nays, none.**Absent or not voting, 5:**

Clarke	Klink	McGill	Shirley
Davis			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and announced that the House was ready to receive the Senate in joint convention.

In accordance with House Concurrent Resolution 128 duly adopted, the Senate proceeded to the House under the direction of the Sergeant-at-Arms.

JOINT CONVENTION

In accordance with law and House Concurrent Resolution 128 duly adopted, the joint convention was called to order, President Jepsen presiding.

President Jepsen announced a quorum present and the joint convention duly organized.

Shaff of Clinton moved that a committee of eight consisting of four members from the Senate and four members from the House be appointed to notify Governor Ray that the joint convention was ready to receive him.

Motion prevailed and the President appointed as such committee Senators Shaff of Clinton, Messerly of Black Hawk, Lange of Sac and Potgeter of Hardin on the part of the Senate, and Representatives Lawson of Cerro Gordo, Miller of Marshall, Van Roekel of Marion and Radl of Linn on the part of the House.

The committee waited upon Governor Ray and escorted him to the Speaker's station. President Jepsen then presented Governor Ray, who delivered the following address:

ADDRESS BY GOVERNOR ROBERT D. RAY

Mr. President, Mr. Speaker, Honorable Members of the Second Regular Session of the Sixty-third General Assembly, Ladies and Gentlemen:

There is a school in Iowa with a kindergarten through twelfth grade enrollment of 2,554 students, and it is costing that school \$1,052 a year to educate each student. Less than ten miles away is another school with approximately the same program and with an enrollment of 2,833 students that spends \$772 per pupil. Both schools are meeting state standards. One cost the taxpayers \$2.7 million for its educational program, and another, ten miles away of similar size, cost the taxpayers \$2.1 million, or \$600,000 less than the first. Or to put it another way, a ten-mill difference in less than ten miles.

Tomorrow morning when your child goes to school, it will cost the taxpayers fifty cents more. Each week it costs \$2.50 more to educate each child in Iowa. That's how much and how fast school costs are rising.

In recent weeks I have given these, and similar questions, considerable thought. I have visited with citizens from throughout Iowa, with many legislators, and with school officials. These same questions are of concern to them, no less than to those who are currently threatening a tax revolt in our state.

This concern has prompted me to make this statement, as your Governor.

I am raising these points as questions, not to condemn. We have made tremendous gains in education, but I sense a growing feeling of reaction against education. The pendulum must not swing completely back and wipe out these gains we have made.

Yet at the same time, we must find the answers to the questions many Iowans are raising. We must find them calmly, with reason and with great compassion for the educational future of our youth.

Taxes have long been a major concern for Iowa citizens. When I became Governor, all of the state taxes had just been raised, yet the treasury balance was virtually non-existent. Demands, however, continued to be made upon the state for spending far in excess of the already high level of funding.

Had we bowed to those demands a year ago at budget-making time—

demands totaling \$250 million over what we ultimately approved—it would have more than doubled the sales tax, or tripled the income tax to fund state government.

But this administration was determined to provide necessary services and provide them better without first looking again to the taxpayer. And even had we doubled the sales tax, it would have offered no significant relief to the property taxpayer.

Presently, there are Iowans who are refusing to pay their property taxes to register a protest. I share concern with them about the increase in costs of government and the resulting increase in taxes that have been levied on their property.

On the state level we have adjusted priorities, utilized funds more wisely, and are implementing economy measures to hold down state taxes. But the state does not control local spending, and local spending, unfortunately, has risen faster than the money that taxes on property and incomes have generated.

This has caused an increase in the burden borne by the property taxpayer. The problem has been magnified in areas where the assessed valuation was raised two years ago for the purpose of equalizing valuations between various taxing districts. These taxpayers are just now getting their tax bill.

Three years ago an effort was made to relieve the property tax. A massive state tax increase was imposed upon our citizens and over \$100 million in additional funds was sent back to local schools. But it didn't work. Additional state aid has not provided the answer for the property taxpayer and there is no reason to believe that another massive tax increase would do any more than create new and additional spending.

Several things must be done:

1. I am asking for a moratorium on any new standards requiring additional staff imposed upon local schools by the state without adequate means of funding.

I have also requested the Superintendent of Public Instruction and legislative leaders that any unnecessary staff requirement regulations now in effect also be modified to give relief.

School teachers must be paid adequately and our young people must be assured a good education. But I want all concerned, including the legislators, citizens, teachers, schoolboard members, administrators, and parents to objectively evaluate their programs against costs.

2. The legislature must undertake an in-depth examination, analysis and evaluation of the entire tax structure, keeping firmly in mind the concern for the farm property owners and all property taxpayers. But the legislature must also consider all Iowans in any changes it proposes. It has often been said that a fair tax is one that someone else pays, so there will be no simple solutions to this complex problem.
3. The recommendations of the Governor's Economy Committee that can save the taxpayers millions of dollars must be implemented as soon as possible.

The real hope for taxpayers lies in making sure that every efficiency and economy possible be implemented on every level of government. No one likes waste—no one can any longer afford it—and the taxpayer, I am convinced, will no longer tolerate it, nor should he. If we are to win the battle against the rise in costs of living, the rise in costs of schools, and the rise in costs of government, then we have to squeeze from these budgets all non-essential spending just as we are doing in state government. We can only do this if we work together

on a nonpartisan basis—above politics—to cut unnecessary spending, help hold down costs and consequently hold down our taxes as we provide the necessary services.

4. The legislature should adopt legislation, which will simplify the current school aid formula and make it more workable. The change should encourage efficiency, not reward schools which have unusually high per pupil costs.
 5. I am asking the Governor's Advisory Committee on Education to step up its efforts to find new ways for economy and efficiency. We must know, among other things, whether further school reorganization would really result in better education at lower cost, and whether additional staffing, which has recently taken place in our public schools, has really resulted in better educated children.
 6. Citizens must take the lead, not by revolting, but by becoming knowledgeable, sensitive, and concerned with increased spending. They must express their views to public officials.
 7. We must all work to stop inflation across our nation, and all of us must cooperate with President Nixon in his valiant effort to halt the rapid rise in the cost of living.
 8. Iowa must lend its full support to the President's proposal for sharing federal revenue with the states and their local communities.
- I am convinced that Iowans are willing to pay for good education, but they will not tolerate waste.

During this biennium an average of \$160 million a year will go back to our local schools from state funds. This is an increase over the previous biennium of \$33 million or 23 percent. Over 60 percent of the revenue we take in on the state level is returned to local taxing districts. More than 50 percent of the total revenue is used for education in this state. About 40 percent of local school costs are now borne by direct state aids and tax credits.

Before another massive injection of state funds—which will cost each taxpayer dearly—is approved for funding education, we owe it to ourselves and to education to see that our dollars are being spent wisely. To act prematurely without fact would be folly.

Governor Ray was escorted from the House chamber by the committee previously appointed.

McCartney of Floyd moved that the joint convention be now dissolved.

The motion prevailed.

The Senate returned to the Senate chamber and resumed regular session, President Jepsen presiding.

CONSIDERATION OF BILLS

Senate File 244

On motion of Senator Potgeter, Senate File 244, a bill for an act relating to the residency requirements for civil service workers, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Thordsen offered the following amendment filed by Senators Thordsen, et al., and moved its adoption:

- 1 Amend Senate File 244 as follows:
 2 1. Page 1, by striking lines 9 through 16, inclusive, and
 3 inserting in lieu thereof the following:
 4 "2. By striking lines thirty-seven (37) through forty-
 5 four (44), inclusive, and inserting in lieu thereof the
 6 following new paragraph:
 7 'Employees shall not be required to be a resident of
 8 the city in which they are employed, but they shall become
 9 a resident of the state at the time such appointment or
 10 employment begins and shall remain a resident of the state
 11 during employment. Cities may set reasonable maximum distances
 12 outside of the corporate limits of the city or town that
 13 policemen, firemen and other critical municipal employees
 14 may live.'"
 15 2. Page 1, by adding after line 16 the following new sections:
 16 a. Sec. 2. Section three hundred sixty-five point six
 17 (365.6), Code 1966, is hereby amended by inserting in line
 18 nine (9) after the word "police," the words "assistant
 19 chief of police in departments numbering more than one hundred
 20 members,".
 21 b. Sec. 3. Section three hundred sixty-five point thirteen
 22 (365.13), Code 1966, is hereby amended by inserting in line
 23 seven (7) after the word "and" the words "in cities over
 24 twenty-five thousand".
 25 c. Sec. 4. Senate File 339, as enacted by the Sixty-
 26 third General Assembly, Second Session, is amended by
 27 striking section two (2)."
 28 3. By striking from page 1, line 1, the words "the
 29 residency requirements for".

(Consideration of Senate File 244 pending at recess.)

On motion of Senator Potgeter, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Jepsen presiding.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Jepsen presiding.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Mogged, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files 163, 409, 491, 788, 1122 and 1277.

CHARLES G. MOGGED
 Chairman, Senate Committee

ELIZABETH SHAW
 Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: House Files 163, 409, 491, 788, 1122 and 1277.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has concurred in Senate amendment to and passed the following bill in which the concurrence of the House was asked:

House File 199, a bill for an act relating to vital statistics.

Also: That the Speaker of the House has appointed, on the part of the House, as members of the conference committee on:

House File 1251, a bill for an act relating to child labor, the following Representatives: Mr. Mohrfeld of Tama as chairman; Mrs. Lipsky of Linn, Mr. Drake of Louisa-Muscatine and Mr. Caffrey of Polk.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1352, a bill for an act relating to deductions from net income.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 121, congratulating the Davenport Central High School basketball team in winning the Iowa Class AA High School basketball championship.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 122, congratulating the Paullina High School team on winning the Iowa Class A High School Boys basketball championship.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE MESSAGE CONSIDERED

House File 1352, a bill for an act relating to deductions from net income.

Read first time and passed on file.

CONSIDERATION OF BILLS

Senate File 244

The Senate resumed consideration of Senate File 244 and the Thordsen, et al., amendment.

Senator Thordsen offered the following amendment to the amendment and moved its adoption:

Amend the Thordsen, et al., amendment to Senate File 244, filed March 20, 1970, line 19, by striking the words "one hundred" and inserting in lieu thereof the words "two hundred fifty".

The amendment to the amendment was adopted.

Senator Glenn offered the following amendment to the amendment and moved its adoption:

Amend the Thordsen, et al., amendment, filed March 20, 1970, to Senate File 244 as follows:

1. Line 17, by striking the words "inserting in line", by striking all of lines 18, 19, and 20, and by inserting in lieu thereof the words "striking in line nine (9) the words 'chief of police,' by striking from line twenty-four (24) the words 'a. Chiefs of police.', and by relettering the following subsections."

2. By adding the following new section:

"Section three hundred sixty-five point fourteen (365.14), Code 1966, is hereby amended by striking in line three (3) the words 'retain, while', by striking all of lines four (4) through nine (9), and by inserting in lieu thereof the words 'in addition to any rights granted thereby be extended full civil service rights as chief'."

The amendment to the amendment lost.

Senator Walsh offered the following amendment to the amendment and moved its adoption:

Amend the Thordsen, et al., amendment, filed March 20, 1970, to Senate File 244 by striking in line 24 the word "twenty-five" and inserting in lieu thereof the words "two hundred fifty".

Division was called for.

The amendment to the amendment lost.

On motion of Senator Thordsen, the amendment as amended was adopted.

Senator Thordsen asked and received unanimous consent to withdraw the amendment filed by him on February 26, 1969, and found on page 392 of the 1969 Senate Journal.

Senator Potgeter asked and received unanimous consent to withdraw the amendment filed by him on February 13, 1970, and found on page 501 of the Senate Journal.

Senator Potter asked and received unanimous consent to withdraw the amendment filed by Senators Potter and Dodds on March 5, 1970, and found on page 762 of the Senate Journal.

Senator Thordsen moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 244) the vote was:

Ayes, 50:

Anderson	Dodds	Laverty	Potgeter
Arbuckle	Doderer	Leonard	Potter
Balloun	Frey	Lucken	Rabedeaux
Bass	Gaudineer	Mogged	Reichardt
Bortell	Gilley	Mowry	Rigler
Briles	Griffin	Neu	Schaben
Brownlee	Hill	Nicholson	Stephens
Coleman	Hougen	Ollenburg	Sullivan
Conklin	Keith	O'Malley	Thordsen
Curran	Kosek	Orr	Van Gilst
Davis	Kyhl	Palmer	Walsh
DeHart	Lamborn	Parker	Weimer
DeKoster	Lange		

Nays, 1:

Glenn

Absent or not voting, 10:

Clarke	Frommelt	Messenly	Shirley
Denman	Klink	Shaff	Smith
Erskine	McGill		

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order House File 377.

House File 377

On motion of Senator Brownlee, House File 377, a bill for an act relating to allocation of rental receipts from federal flood and erosion control projects, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Brownlee moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 377) the vote was:

Ayes, 49:

Anderson	Curran	Hougen	Messenly
Arbuckle	Davis	Keith	Mogged
Balloun	Dodds	Kosek	Mowry
Bass	Doderer	Kyhl	Neu
Bortell	Frey	Lamborn	Nicholson
Briles	Gaudineer	Lange	Ollenburg
Brownlee	Gilley	Laverty	O'Malley
Coleman	Glenn	Leonard	Orr
Conklin	Griffin	Lucken	Palmer

Parker	Reichardt	Stephens	Van Gilst
Potgeter	Rigler	Thordsen	Walsh
Potter	Schaben	Sullivan	Weimer
Rabedeaux			

Nays, none.

Voting present, 2:

DeHart	Hill
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Absent or not voting, 10:

Clarke	Erskine	McGill	Shirley
DeKoster	Frommelt	Shaff	Smith
Denman	Klink		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order House File 1005.

House File 1005

On motion of Senator Frey, House File 1005, a bill for an act relating to the operation of motor vehicles in cities and towns and roadways marked for three lanes of traffic, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Frey moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1005) the vote was:

Ayes, 48:

Anderson	Frey	Lange	Potgeter
Arbuckle	Frommelt	Leonard	Potter
Balloun	Gaudineer	Lucken	Rabedeaux
Briles	Gilley	Messerly	Reichardt
Brownlee	Glenn	Mogged	Rigler
Coleman	Griffin	Mowry	Schaben
Conklin	Hill	Nicholson	Stephens
Curran	Hougen	Ollenburg	Sullivan
Davis	Keith	O'Malley	Thordsen
DeHart	Kosek	Orr	Van Gilst
Dodds	Kyhl	Palmer	Walsh
Doderer	Lamborn	Parker	Weimer

Nays, none.

Absent or not voting, 13:

Bass	Denman	Laverty	Shaff
Bortell	Erskine	McGill	Shirley
Clarke	Klink	Neu	Smith
DeKoster			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order Senate File 1272.

Senate File 1272

On motion of Senator O'Malley, Senate File 1272, a bill for an act relating to county commissions of hospitalization, was taken up and considered.

Senator O'Malley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1272) the vote was:

Ayes, 48:

Anderson	Frommelt	Leonard	Potter
Arbuckle	Gaudineer	Lucken	Rabedeaux
Balloun	Gilley	Messerly	Reichardt
Briles	Glenn	Mogged	Rigler
Brownlee	Griffin	Mowry	Schaben
Coleman	Hill	Nicholson	Shaff
Conklin	Hougen	Ollenburg	Stephens
Curran	Keith	O'Malley	Sullivan
Davis	Kosek	Orr	Thordsen
DeHart	Kyhl	Palmer	Van Gilst
Dodds	Lamborn	Parker	Walsh
Frey	Lange	Potgeter	Weimer

Nays, none.

Absent or not voting, 13:

Bass	Denman	Klink	Neu
Bortell	Doderer	Laverty	Shirley
Clarke	Erskine	McGill	Smith
DeKoster			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order House File 1169.

House File 1169

On motion of Senator Brownlee, House File 1169, a bill for an act relating to the investment of funds of life insurance companies, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Brownlee moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1169) the vote was:

Ayes, 45:

Anderson	Brownlee	Conklin	Davis
Arbuckle	Coleman	Curran	DeHart

Dodds	Kosek	Ollenburg	Rigler
Frey	Kyhl	O'Malley	Schaben
Frommelt	Lamborn	Orr	Shaff
Gaudineer	Lange	Palmer	Stephens
Gilley	Leonard	Parker	Sullivan
Glenn	Messerly	Potgeter	Thordsen
Griffin	Mogged	Potter	Van Gilst
Hill	Mowry	Rabedeaux	Walsh
Hougen	Nicholson	Reichardt	Weimer
Keith			

Nays, none.

Voting present, 1:

Balloun

Absent or not voting, 15:

Bass	DeKoster	Klink	Neu
Bortell	Denman	Lavery	Shirley
Briles	Doderer	Lucken	Smith
Clarke	Erskine	McGill	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order House File 251.

House File 251

On motion of Senator Potter, House File 251, a bill for an act relating to sex discrimination in employment, housing, and public accommodations, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Potter offered the following committee amendment and moved its adoption:

Amend House File 251, as passed by the House, page 2, by striking lines 17 through 21, inclusive.

The amendment was adopted.

Senator Potter moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 251) the vote was:

Rule 24 was invoked.

Ayes, 44:

Anderson	Curran	Frommelt	Hougen
Arbuckle	Davis	Gilley	Keith
Brownlee	Dodds	Glenn	Kosek
Coleman	Doderer	Griffin	Kyhl
Conklin	Frey	Hill	Lamborn

Lange	Nicholson	Potter	Stephens
Leonard	Ollenburg	Rabedeaux	Sullivan
Lucken	O'Malley	Reichardt	Thordsen
Messerly	Orr	Rigler	Van Gilst
Mogged	Palmer	Schaben	Walsh
Mowry	Potgeter	Shaff	Weimer

Nays, 2:

Balloun DeHart

Absent or not voting, 15:

Bass	DeKoster	Klink	Parker
Bortell	Denman	Laverty	Shirley
Briles	Erskine	McGill	Smith
Clarke	Gaudineer	Neu	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

BILL ASSIGNED TO COMMITTEE

President Jepsen announced the assignment of the following bill to committee:

H. F. 1352 Ways and means

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate File 244 passed the Senate.

JOHN M. WALSH

COMMUNICATION FROM THE SECRETARY OF STATE

March 24, 1970

Mr. Carroll Lane
Secretary of the Senate
State Capitol Building
Des Moines, Iowa 50319

I hereby certify that House File 760 was published in the Council Bluffs Nonpareil, Council Bluffs, Iowa, March 9, 1970, and in the Times-Democrat, Davenport, Iowa, March 9, 1970.

I further certify that House File 1052, was published in The Sioux City Journal, Sioux City, Iowa, March 9, 1970, and in The Reinbeck Courier, Inc., Reinbeck, Iowa, March 12, 1970.

I further certify that House File 1216 was published in the Creston News-Advertiser, Creston, Iowa, March 19, 1970, and in The Bulletin-Journal, Independence, Iowa, March 20, 1970.

I further certify that Senate File 1055 was published in The Telegraph-Herald, Dubuque, Iowa, March 18, 1970, and in The Cascade Pioneer-Advertiser, Cascade, Iowa, March 19, 1970.

I further certify that Senate File 1099 was published in the Council Bluffs Nonpareil, Council Bluffs, Iowa, March 9, 1970, and in the Times-Democrat, Davenport, Iowa, March 9, 1970.

Respectfully submitted,
MELVIN D. SYNHORST
Secretary of State

REPORTS OF COMMITTEES

Senator Walsh submitted the following reports:

MR. PRESIDENT: Your committee on cities and towns, to which was referred Senate File 382, a bill for an act relating to interest rates on certain special assessments, interim financing warrants and drainage assessments and bonds payable from assessments, beg leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend Senate File 382 by striking everything after the enacting clause and inserting in lieu thereof the following:

Section 1. Acts of the Sixty-third General Assembly, First Session, chapter eighty-seven (87), is hereby amended as follows:

1. Section one (1), line three (3), by striking the word "six" and inserting in lieu thereof the word "seven".
2. Section two (2), line three (3), by striking the word "six" and inserting in lieu thereof the word "seven".
3. Section three (3), line three (3), by striking the word "six" and inserting in lieu thereof the word "seven".
4. Section four (4), line three (3), by striking the word "six" and inserting in lieu thereof the word "seven".
5. Section six (6), line three (3), by striking the word "six" and inserting in lieu thereof the word "seven".
6. Section seven (7), line four (4), by striking the word "six" and inserting in lieu thereof the word "seven".
7. Section eight (8), line three (3), by striking the word "six" and inserting in lieu thereof the word "seven".
8. Section nine (9), line three (3), by striking the word "six" and inserting in lieu thereof the word "seven".
9. Section ten (10), line three (3), by striking the word "six" and inserting in lieu thereof the word "seven".
10. Section eleven (11), line three (3), by striking the word "six" and inserting in lieu thereof the word "seven".
11. Section twelve (12), line three (3), by striking the word "six" and inserting in lieu thereof the word "seven".
12. Section thirteen (13), line three (3), by striking the word "six" and inserting in lieu thereof the word "seven".
13. Section fifteen (15), line five (5), by striking the word "six" and inserting in lieu thereof the word "seven".
14. Section sixteen (16), line three (3), by striking the word "six" and inserting in lieu thereof the word "seven".
15. Section seventeen (17), line three (3), by striking the word "six" and inserting in lieu thereof the word "seven".
16. Section eighteen (18), line three (3), by striking the word "six" and inserting in lieu thereof the word "seven".
17. Section nineteen (19), line three (3), by striking the word "six" and inserting in lieu thereof the word "seven".
18. Section twenty (20), line three (3), by striking the word "six" and inserting in lieu thereof the word "seven".
19. Section twenty-four (24), line three (3), by striking the word "six" and inserting in lieu thereof the word "seven".
20. Section twenty-seven (27), line three (3), by striking the word "six" and inserting in lieu thereof the word "seven".
21. Section twenty-eight (28), line three (3), by striking

the word "six" and inserting in lieu thereof the word "seven".

22. Section thirty (30), line three (3), by striking the word "six" and inserting in lieu thereof the word "seven".

23. Section thirty-one (31), line three (3), by striking the word "six" and inserting in lieu thereof the word "seven".

24. Section thirty-two (32), line three (3), by striking the word "six" and inserting in lieu thereof the word "seven".

25. Section thirty-three (33), line three (3), by striking the word "six" and inserting in lieu thereof the word "seven".

26. Section thirty-four (34), line five (5), by striking the word "six" and inserting in lieu thereof the word "seven".

27. Section thirty-five (35), line four (4), by striking the word "six" and inserting in lieu thereof the word "seven".

28. Section thirty-six (36), line four (4), by striking the word "six" and inserting in lieu thereof the word "seven".

29. Section thirty-seven (37), line four (4), by striking the word "six" and inserting in lieu thereof the word "seven".

30. Section forty-one (41), line three (3), by striking the word "six" and inserting in lieu thereof the word "seven".

31. Section fifty-nine (59), line three (3), by striking the word "six" and inserting in lieu thereof the word "seven".

Sec. 2. Acts of the Sixty-third General Assembly, First Session, chapter ninety-six (96), section two (2), amending section seventy-four point two (74.2), Code 1966, is hereby amended as follows:

1. Line 4, by striking the word "five" and inserting in lieu thereof the word "seven".

2. Line 6, by striking the word "five" and inserting in lieu thereof the word "seven".

Sec. 3. Acts of the Sixty-third General Assembly, First Session, chapter ninety-six (96), section three (3), line four (4), amending section three hundred ninety-one A point twenty-two (391A.22), Code 1966, is further amended by striking the word "six" and inserting in lieu thereof the word "seven".

Sec. 4. Acts of the Sixty-third General Assembly, First Session, chapter two hundred sixty (260), section twelve (12), amending section four hundred fifty-five point seventy-seven (455.77), Code 1966, is amended by striking from line six (6), the word "five" and inserting in lieu thereof the word "seven".

Sec. 5. Acts of the Sixty-third General Assembly, First Session, chapter two hundred sixty (260), section nineteen (19), amending section four hundred fifty-five point two hundred twelve (455.212), Code 1966, is hereby amended as follows:

1. Line four (4), by striking the word "five" and inserting

in lieu thereof the word "seven".

2. Line six (6), by striking the word "five" and inserting in lieu thereof the word "seven".

Sec. 6. Acts of the Sixty-third General Assembly, First Session, chapter two hundred sixty (260), section twenty (20), amending chapter four hundred fifty-five (455), Code 1966, is hereby amended by striking from line six (6) the word "five" and inserting in lieu thereof the word "seven".

Sec. 7. Section four hundred fifty-four point twenty (454.20), Code 1966, is hereby amended by striking from line two (2) the word "four" and inserting in lieu thereof the word "seven".

Sec. 8. Section four hundred fifty-five point fifty-seven (455.57), Code 1966, is hereby amended by striking from line seven (7) the word "five" and inserting in lieu thereof the word "seven".

Sec. 9. Section four hundred fifty-five point sixty-four (455.64), Code 1966, as amended by Acts of the Sixty-third General Assembly, First Session, chapter two hundred sixty (260), section eleven (11), is further amended as follows:

1. By striking from subsection one (1), line twelve (12), the word "five" and by inserting in lieu thereof the word "seven".

2. By striking from subsection two (2), line five (5), the word "five" and inserting in lieu thereof the word "seven".

Sec. 10. Section four hundred fifty-five point eighty-three (455.83), Code 1966, is hereby amended as follows:

1. By striking from line eight (8), the word "five" and inserting in lieu thereof the word "seven".

2. By striking from line fifteen (15), the word "five" and inserting in lieu thereof the word "seven".

JOHN M. WALSH, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns, to which was referred **Senate File 448**, a bill for an act relating to annual readjustment of pensions, pension payments, pension benefits, and required years of service for retired peace officers, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

JOHN M. WALSH, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns, to which was referred **House File 1081**, a bill for an act relating to waterworks employees group insurance, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JOHN M. WALSH, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns, to which was re-

ferred **House File 1082**, a bill for an act relating to coverage of waterworks employees group insurance, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JOHN M. WALSH, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns, to which was referred **House File 1324**, a bill for an act relating to authorizing an election for the city of Dayton, Iowa, on the proposition of continuing the management and control of certain municipal utilities in the boards of trustees, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JOHN M. WALSH, Chairman

Ordered passed on file.

Senator Smith submitted the following report:

MR. PRESIDENT: Your committee on higher education, to which was referred **House File 277**, a bill for an act relating to driver education instructors, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

MARVIN W. SMITH, Chairman

Ordered passed on file.

Senator Conklin submitted the following report:

MR. PRESIDENT: Your committee on schools, to which was referred **House File 1309**, a bill for an act relating to required secondary school curriculum, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

Amend House File 1309, page 1, by adding after line 14 the following new section:

"This Act shall be effective July 1, 1972."

W. CHARLENE CONKLIN, Chairman

Ordered passed on file.

Senator Kosek submitted the following reports:

MR. PRESIDENT: Your committee on social services, to which was referred **House File 1146**, a bill for an act relating to a cash allowance paid to prisoners upon discharge, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

ERNEST KOSEK, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on social services, to which was referred **House Concurrent Resolution 118**, a concurrent resolution relating to employment of the handicapped, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

ERNEST KOSEK, Chairman

Ordered passed on file.

*Denotes a unanimous committee vote.

AMENDMENTS FILED

- 1 Amend Senate File 1155, page 1, by striking lines 6,
2 7, and 8 and inserting in lieu thereof the following:
3 "lines six (6), seven (7) and eight (8) the comma and
4 the words "nor shall the emoluments of any city or town
5 officer be changed during the term for which he has been
6 elected".
7 Further amend Senate File 1155, page 1, by adding
8 the following new sentence:
9 "The emoluments of an elective city or town office
10 shall not be changed less than forty-five days before
11 any election at which such office is to be filled, and
12 no such change may take effect earlier than January 1
13 of the year following such election."

J. DONALD WEIMER

- 1 Amend the judiciary committee amendment to House
2 File 1253, filed March 24, 1970, line 1, by striking
3 the word "recorder" and inserting in lieu thereof the
4 word "recorded".

LUCAS J. DeKOSTER

On motion of Senator Rigler, the Senate adjourned until 9:00
a.m., Thursday, March 26, 1970.

JOURNAL OF THE SENATE

SEVENTY-FOURTH DAY

SENATE CHAMBER,
DES MOINES, IOWA, THURSDAY, MARCH 26, 1970.

The Senate met in regular session, President pro tempore Lange presiding.

Prayer was offered by Monsignor Joseph Tolan, pastor of the St. Mary's Church, Humboldt, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Wednesday, March 25, 1970, was approved.

PETITIONS

By Senator Denman, from forty-four residents of Scott County favoring an open season on mourning doves.

By Senator Potgeter, from twelve residents of Grundy County favoring a Sunday closing law.

VISITORS

Twenty-one Girl Scouts, students of Clear Lake High School, Clear Lake, Iowa, accompanied by Mrs. Robert Dearborn and Mrs. Kenneth Short.

Fifty-seven sixth grade students from Bryant School, Boone, Iowa, accompanied by Mrs. Enslow, Mrs. Johnson and Mr. Peck.

Five students, members of the Jefferson High School debate team, Jefferson, Iowa, accompanied by Mrs. Bolley and Mrs. Knosp.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up out of order Senate File 1155.

Senate File 1155

On motion of Senator Weimer, Senate File 1155, a bill for an act relating to the time when the compensation of mayors and councilmen may be changed, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Weimer offered the following amendment and moved its adoption :

Amend Senate File 1155, page 1, by striking lines 6, 7, and 8 and inserting in lieu thereof the following :

"lines six (6), seven (7) and eight (8) the comma and the words 'nor shall the emoluments of any city or town officer be changed during the term for which he has been elected'."

Further amend Senate File 1155, page 1, by adding the following new sentence :

"The emoluments of an elective city or town office shall not be changed less than forty-five days before any election at which such office is to be filled, and no such change may take effect earlier than January 1 of the year following such election."

The amendment was adopted.

Senator Weimer moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1155) the vote was :

Ayes, 57 :

Anderson	Erskine	Lange	Potter
Arbuckle	Frey	Lavery	Rabedeaux
Balloun	Frommelt	Leonard	Reichardt
Bass	Gaudineer	Lucken	Rigler
Bortell	Gilley	Mogged	Schaben
Briles	Glenn	Mowry	Shaff
Brownlee	Griffin	Neu	Shirley
Clarke	Hill	Nicholson	Smith
Coleman	Hougen	Ollenburg	Stephens
Conklin	Keith	O'Malley	Sullivan
Curran	Klink	Orr	Thordsen
Davis	Kosek	Palmer	Van Gilst
DeKoster	Kyhl	Parker	Walsh
Denman	Lamborn	Potgeter	Weimer
Dodds			

Nays, none.

Absent or not voting, 4 :

DeHart	Doderer	McGill	Messery
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order House File 611.

House File 611

On motion of Senator Frey, House File 611, a bill for an act to prevent fires on and along railroad right-of-way, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Frey moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 611) the vote was:

Ayes, 56:

Anderson	Denman	Kyhl	Potgeter
Arbuckle	Dodds	Lange	Potter
Balloun	Erskine	Lavery	Rabedeaux
Bass	Frey	Leonard	Reichardt
Bortell	Frommelt	Lucken	Rigler
Briles	Gaudineer	Mogged	Schaben
Brownlee	Gilley	Mowry	Shaff
Clarke	Glenn	Neu	Shirley
Coleman	Griffin	Nicholson	Stephens
Conklin	Hill	Ollenburg	Sullivan
Curran	Hougen	O'Malley	Thordsen
Davis	Keith	Orr	Van Gilst
DeHart	Klink	Palmer	Walsh
DeKoster	Kosek	Parker	Weimer

Nays, none.

Absent or not voting, 5:

Doderer	McGill	Messerly	Smith
Lamborn			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order House File 1192.

House File 1192

On motion of Senator DeKoster, House File 1192, a bill for an act relating to school reorganization, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator DeKoster moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1192) the vote was:

Ayes, 59:

Anderson	Davis	Glenn	Leonard
Arbuckle	DeHart	Griffin	Lucken
Balloun	DeKoster	Hill	Mogged
Bass	Denman	Hougen	Mowry
Bortell	Dodds	Keith	Neu
Briles	Doderer	Klink	Nicholson
Brownlee	Erskine	Kosek	Ollenburg
Clarke	Frey	Kyhl	O'Malley
Coleman	Frommelt	Lamborn	Orr
Conklin	Gaudineer	Lange	Palmer
Curran	Gilley	Lavery	Parker

Potgeter	Rigler	Smith	Van Gilst
Potter	Schaben	Stephens	Walsh
Rabedeaux	Shaff	Sullivan	Weimer
Reichardt	Shirley	Thordsen	

Nays, none.

Absent or not voting, 2:

McGill	Messerly
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order House File 1211.

House File 1211

On motion of Senator Kosek, House File 1211, a bill for an act relating to the height of buildings, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Kosek moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1211) the vote was:

Ayes, 57:

Anderson	Doderer	Lamborn	Potter
Arbuckle	Erskine	Lange	Rabedeaux
Balloun	Frey	Laverty	Reichardt
Bortell	Frommelt	Lucken	Rigler
Briles	Gaudineer	Messerly	Schaben
Brownlee	Gilley	Mogged	Shaff
Clarke	Glenn	Mowry	Shirley
Coleman	Griffin	Neu	Smith
Conklin	Hill	Nicholson	Stephens
Curran	Hougen	Ollenburg	Sullivan
Davis	Keith	Orr	Thordsen
DeHart	Klink	Palmer	Van Gilst
DeKoster	Kosek	Parker	Walsh
Denman	Kyhl	Potgeter	Weimer
Dodds			

Nays, 1:

Bass

Absent or not voting, 3:

Leonard	McGill	O'Malley
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

MOTION TO RECONSIDER

Senator Weimer moved to reconsider the vote by which Senate File 1155 passed the Senate, which motion prevailed.

Senator Weimer moved to reconsider the vote by which Senate File 1155 went to its last reading, which motion prevailed.

CONSIDERATION OF BILLS

Senate File 1155

On motion of Senator Weimer, Senate File 1155, a bill for an act relating to the time when the compensation of mayors and councilmen may be changed, was taken up for further consideration.

Senator Weimer moved to reconsider the vote by which his amendment filed March 25, 1970, was adopted by the Senate, which motion prevailed.

Senator Weimer asked and received unanimous consent to withdraw his amendment filed March 25, 1970.

Senator Weimer offered the following amendment and moved its adoption:

Amend Senate File 1155, page 1, by striking lines 6, 7, and 8, inclusive, and inserting in lieu thereof the following:

"lines six (6), seven (7) and eight (8) the words 'nor shall the emoluments of any city or town officer be changed during the term for which he has been elected,' and inserting in lieu thereof the following: 'The emoluments of an elective city or town office shall not be changed less than forty-five days before any election at which such office is to be filled, and no such change may take effect earlier than January 1 of the year following such election,'"

The amendment was adopted.

Senator Weimer moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1155) the vote was:

Ayes, 54:

Anderson	Denman	Lange	Potter
Arbuckle	Dodds	Laverty	Rabedaux
Balloun	Doderer	Leonard	Reichardt
Bass	Erskine	Lucken	Rigler
Bortell	Frey	Mowry	Schaben
Briles	Frommelt	Neu	Shaff
Brownlee	Gaudineer	Nicholson	Smith
Clarke	Gilley	Ollenburg	Stephens
Coleman	Glenn	O'Malley	Sullivan
Conklin	Griffin	Orr	Thordsen
Curran	Hill	Palmer	Van Gilst
Davis	Keith	Parker	Walsh
DeHart	Klink	Potgeter	Weimer
DeKoster	Kyhl		

Nays, none.

Voting present, 1:

Hougen

Absent or not voting, 6:

Kosek

McGill

Mogged

Shirley

Lamborn

Messerly

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

UNFINISHED BUSINESS

Senate File 1297

On motion of Senator Griffin, a bill for an act relating to a re-organization of the Iowa liquor control commission, was taken up for further consideration.

Senator Briles offered the following amendment filed by Senators Briles and Thordsen and moved its adoption:

Amend Senate File 1297, page 1, by striking from lines 23, 24, and 25 the words "Commission members shall be qualified for appointment by experience in wholesale or retail trade operations, and not" and inserting in lieu thereof the word "Not".

The amendment was adopted.

Senator Laverty offered the following amendment and moved its adoption:

- 1 Amend Senate File 1297 as follows:
- 2 1. Page 2, by striking lines 2 through
- 3 32, inclusive, and inserting in lieu thereof
- 4 the following subsection: "The director shall be
- 5 employed by the commission, and qualified by
- 6 managerial ability and experience in wholesale
- 7 or retail trade operation; shall post a bond paid
- 8 for from the general fund of the state in an amount
- 9 to be determined by the commission to insure proper
- 10 discharge of his duties. His duties shall be those
- 11 delegated to him by the commission. His initial
- 12 salary shall be fixed by the commission, subject
- 13 to appropriations made by the General Assembly.
- 14 He shall be entitled to reimbursement for his reasonable
- 15 and necessary expenses."
- 16 2. Page 3, by striking lines 18 through
- 17 35, inclusive, and page 4, by striking lines 1
- 18 through 5, inclusive.

President Jepsen took the chair at 11:30 a.m.

President pro tempore Langé took the chair at 11:40 a.m.

Senator Gaudineer offered the following amendment to the amendment and moved its adoption:

Amend the Laverty amendment to Senate File 1297, filed March 20, 1970, as follows:

1. Line 3, by striking the figure "32" and by inserting in lieu thereof the figure "14".
2. Lines 10 and 11, by striking the words "His duties shall be those delegated to him by the commission." and by inserting in lieu thereof the sentence:
"The director shall serve at the pleasure of the commission."
3. Lines 12 and 13, by striking the words ", subject to appropriations" and by inserting in lieu thereof the words "and thereafter by an appropriation".
4. By striking lines 16 through 18, inclusive.

The amendment to the amendment was adopted.

Senator Laverty moved the adoption of his amendment as amended and requested a roll call.

On the question "Shall the Laverty amendment as amended be adopted?" (S.F. 1297) the vote was:

Ayes, 15:

Bortell	Erskine	Laverty	Schaben
Coleman	Hill	Mowry	Stephens
DeHart	Kyhl	O'Malley	Van Gilst
Doderer	Lamborn	Reichardt	

Nays, 41:

Anderson	Frommelt	Lucken	Potter
Arbuckle	Gaudineer	Messery	Rabedeaux
Balloun	Gilley	Mogged	Rigler
Bass	Glenn	Neu	Shaff
Briles	Griffin	Nicholson	Shirley
Brownlee	Keith	Ollenburg	Smith
Clarke	Klink	Orr	Sullivan
Conklin	Kosek	Palmer	Thordsen
DeKoster	Lange	Parker	Walsh
Denman	Leonard	Potgeter	Weimer
Frey			

Absent or not voting, 5:

Curran	Dodds	Hougen	McGill
Davis			

The amendment as amended lost.

(Consideration of Senate File 1297 pending at recess.)

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Mogged, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully re-

ports that it has examined and finds correctly enrolled: Senate Files 178, 300, 568, 588, 645, 1062, 1122, 1135, 1162 and 1189.

CHARLES G. MOGGED
Chairman, Senate Committee
ELIZABETH SHAW
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: Senate Files 178, 300, 568, 588, 645, 1062, 1122, 1135, 1162 and 1189.

On motion of Senator Rigler, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President pro tempore Lange presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1097, a bill for an act relating to voter registration.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1212, a bill for an act relating to the planning of a new state agriculture building.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1286, a bill for an act authorizing capital expenditures by the state highway commission from the primary road fund.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 1286

Amend Senate File 1286 as follows:

1. Page 1, by striking from line 18, the word "four" and inserting in lieu thereof the word "five".

2. Page 1, by striking from line 20, the word "four" and inserting in lieu thereof the word "five".

3. Page 1, by inserting in line 22, after the first comma the following: "interstate highway thirty-five in Decatur county in the northbound lane,".

HOUSE MESSAGES CONSIDERED

House File 1097, a bill for an act relating to voter registration.

Read first time and **passed on file.**

House File 1212, a bill for an act relating to the planning of a new state agriculture building and making an appropriation.

Read first time and **passed on file.**

INTRODUCTION OF BILL

Senate File 1308, by committee on ways and means, a bill for an act relating to the taxation of property of nonprofit religious and educational corporations, institutions and societies.

Read first time and **placed on calendar.**

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up out of order House File 1305.

House File 1305

On motion of Senator Potter, House File 1305, a bill for an act relating to the issuance of bonds for dock purposes, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Bass offered the following amendment filed by Senators Bass and Arbuckle and moved its adoption:

Amend House File 1305 by striking from page 2, lines 5 through 9 inclusive.

The amendment was adopted.

Senator Potter moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1305) the vote was:

Ayes, 54:

Anderson	Doderer	Lamborn	Potgeter
Arbuckle	Erskine	Lange	Potter
Balloun	Frey	Laverty	Rabedeaux
Bass	Frommelt	Lucken	Reichardt
Bortell	Gaudineer	Messerly	Rigler
Brownlee	Gilley	Mowry	Shaff
Clarke	Glenn	Neu	Shirley
Conklin	Griffin	Nicholson	Smith
Curran	Hill	Ollenburg	Stephens
Davis	Hougen	O'Malley	Sullivan
DeHart	Keith	Orr	Thordsen
DeKoster	Klink	Palmer	Van Gilst
Denman	Kosek	Parker	Walsh
Dodds	Kyhl		

Nays, none.

Absent or not voting, 7:

Briles	Leonard	Mogged	Weimer
Coleman	McGill	Schaben	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

UNFINISHED BUSINESS

Senate File 1297

The Senate resumed consideration of Senate File 1297 and the following amendment by Senator Gaudineer:

Amend Senate File 1297, page 5, by inserting after line 27, the following new paragraph:

"Commission as used in this section means the Iowa liquor control commission, established by this Act and not the director. The commission shall designate a special distributor in a city or town only if the commission finds that it cannot economically and efficiently operate a state liquor store of its own. A special distributor shall not be designated in any city or town in which the commission operates a state liquor store. A special distributorship shall be terminated and a state liquor store established when it is determined that the commission can economically and efficiently operate a state liquor store in the city or town wherein a special distributorship was designated. Any special distributorship granted shall be a privilege only, and may be revoked at any time by the commission. The commission shall provide by rules and regulations for the manner in which and times during the day that a special distributor may sell to the public and to a liquor licensee or permit holder and for the collection and remittance to the commission of any tax due by law by such licensees or permit holders."

Senator Frommelt asked and received unanimous consent to withdraw his amendment to the amendment filed on March 20, 1970, and found on page 988 of the Senate Journal.

Action on the Gaudineer amendment was temporarily deferred.

Senator Hill offered the following amendment and moved its adoption:

Amend Senate File 1297, page 5, by striking all of section 10.

Roll call was requested.

On the question "Shall the Hill amendment be adopted?" (S.F. 1297) the vote was:

Rule 24 was invoked.

Ayes, 28:

Anderson	Dodds	Lamborn	Orr
Arbuckle	Doderer	Laverty	Parker
Bass	Erskine	Leonard	Shaff
Bortell	Gilley	Lucken	Smith
Conklin	Hill	Mowry	Stephens
DeHart	Hougen	Nicholson	Van Gilt
DeKoster	Kyhl	O'Malley	Weimer

Nays, 30:

Balloun	Frommelt	Messery	Rabedeaux
Briles	Gaudineer	Mogged	Reichardt
Brownlee	Glenn	Neu	Rigler
Clarke	Griffin	Ollenburg	Shirley
Coleman	Keith	Palmer	Sullivan
Davis	Klink	Potgeter	Thordsen
Denman	Kosek	Potter	Walsh
Frey	Lange		

Absent or not voting, 3:

Curran	McGill	Schaben
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The amendment lost.

The Senate resumed consideration of the Gaudineer amendment.

Senator Frommelt offered the following amendment to the amendment and moved its adoption:

Amend the Gaudineer amendment, filed March 20, 1970, to Senate File 1297 as follows:

1. By striking lines 3 through 14 inclusive.
2. By adding the following paragraph after line 22:

"Further amend section one hundred twenty-three point nineteen (123.19), Code 1966, by striking subsections three (3) and five (5) in their entirety."

The amendment to the amendment lost.

On motion of Senator Gaudineer, his amendment was adopted.

Senator Balloun offered the following amendment and moved its adoption:

Amend Senate File 1297, page 5, line 20, by inserting after the word "resale" the words "not to exceed fifteen percent".

Division was called for.

The amendment lost.

Senator Frey offered the following amendment and moved its adoption:

Amend Senate File 1297, page 5, by adding after line 27 the following new paragraph:

"Special distributors shall be required to sell liquor to licensees as provided in section one hundred twenty-three point twenty-seven (123.27), subsection six (6) of the Code

and are responsible for collecting the special tax thereon and remitting same to the state."

The amendment lost.

Senator Frey asked and received unanimous consent to withdraw the following amendment filed March 20, 1970:

Amend Senate File 1297, page 5, by adding after line 27 the following new section:

"The director of liquor control is directed to list all items sold by the state uniformly in each of the state stores. Consideration may be given to volume or location of the various stores as to the amount of stock necessary to be carried within the individual stores. When code items of inventory are depleted within individual stores, store vendors or employees shall be authorized to transfer inventory between stores."

Senator Frey offered the following amendment:

Amend Senate File 1297, page 5, by adding after line 27 the following new section:

Chapter one hundred twenty-three point nineteen (123.19), subsection three (3) of the Code is amended by adding thereto the following new paragraph:

"In the event the commission shall establish a state liquor store in such city or town to replace the special distributor, such distributor shall be given a notice in writing by the commission at least one year prior to the establishing of such store."

Senator Frey offered the following amendment to the amendment and moved its adoption:

Amend the Frey amendment to Senate File 1297, filed March 20, 1970, by striking in line 9 the words, "one year" and by inserting in lieu thereof the words, "six months".

The amendment to the amendment was adopted.

On motion of Senator Frey, the amendment as amended was adopted.

Senator Thordsen offered the following amendment by Senators Briles and Thordsen and moved its adoption:

Amend Senate File 1297, page 3, by adding after line 28 a new paragraph as follows:

"d. The retail and wholesale prices for sale to the licensees and the public."

The amendment was adopted.

Senator Walsh offered the amendment filed by him on March 20, 1970, and found on pages 993-998, inclusive, of the Senate Journal.

Senator Walsh offered the following amendment to the amendment and moved its adoption:

Amend the Walsh amendment to Senate File 1297, filed March 20, 1970, line 102, by inserting after the word "hundred" the word "dollars."

The amendment to the amendment was adopted.

Senator Hill raised a point of order on the amendment for the reason that it was not germane to the bill.

The Chair ruled the point not well taken and the amendment in order.

Senator Walsh moved the adoption of the amendment as amended.

Roll call was requested.

On the question "Shall the Walsh amendment as amended be adopted?" (S.F. 1297) the vote was:

Rule 24 was invoked.

Ayes, 18:

Balloun	Frommelt	Nicholson	Sullivan
Briles	Griffin	Reichardt	Thordsen
Coleman	Hougen	Schaben	Walsh
Conklin	Kosek	Shirley	Weimer
Denman	Neu		

Nays, 37:

Anderson	Gaudineer	Laverty	Palmer
Bass	Gilley	Leonard	Parker
Bortell	Glenn	Lucken	Potgeter
Brownlee	Hill	Messerly	Potter
Clarke	Keith	Mogged	Rigler
Davis	Klink	Mowry	Shaff
DeHart	Kyhl	Ollenburg	Smith
DeKoster	Lamborn	O'Malley	Stephens
Erskine	Lange	Orr	Van Gilst
Frey			

Absent or not voting, 6:

Arbuckle	Dodds	McGill	Rabedeaux
Curran	Doderer		

The amendment as amended lost.

Senator Walsh asked and received unanimous consent to withdraw the amendment filed by Senators Walsh and Thordsen on March 23, 1970, and found on page 1015 of the Senate Journal.

Senator Reichardt offered the following amendment:

Amend Senate File 1297, page 5, line 27, by inserting after the word "area." a new paragraph as follows:

"The commission may sell alcoholic liquor to the special distributors on consignment."

Senator Reichardt moved the adoption of his amendment and called for a division.

The amendment lost.

Senator Clarke asked and received unanimous consent to take up the following amendment and moved its adoption:

Amend Senate File 1297 by numbering properly and adding after line 27, page 5, the following new section:

"Section one hundred twenty-three point nineteen (123.19) Code 1966, is amended by striking all of lines thirty-five (35) through thirty-seven (37), inclusive."

The amendment was adopted.

Senator Frommelt asked and received unanimous consent to withdraw the amendment filed by him on March 23, 1970, and found on page 1015 of the Senate Journal.

Senator Laverty took the chair at 4:45 p.m.

Senator Griffin moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

President pro tempore Lange took the chair at 4:51 p.m.

On the question "Shall the bill pass?" (S.F. 1297) the vote was:

Rule 24 was invoked.

Ayes, 34:

Balleau	Gaudineer	Laverty	Potgster
Bass	Gilley	Leonard	Potter
Bortell	Glenn	Messerly	Rabedeaux
Brownlee	Griffin	Mogged	Reichardt
Clarke	Hougen	Neu	Rigler
Conklin	Keith	Ollenburg	Shaff
Davis	Klink	Orr	Shirley
DeKoster	Kosek	Palmer	Walsh
Doderer	Lange		

Nays, 23:

Anderson	Frey	Mowry	Stephens
Briles	Frommelt	Nicholson	Sullivan
Coleman	Hill	O'Malley	Thordsen
DeHart	Kyhl	Parker	Van Gilst
Denman	Lamborn	Schaben	Weimer
Erskine	Lucken	Smith	

Absent or not voting, 4:

Arbuckle	Curran	Dodds	McGill
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Griffin moved that the vote by which Senate File 1297 passed the Senate be reconsidered and the motion to reconsider be laid on the table.

Roll call was requested.

On the question "Shall the motion to reconsider be laid on the table?" (S.F. 1297) the vote was:

Ayes, 27:

Balloun	Doderer	Kosek	Potgeter
Bass	Erskine	Lange	Potter
Bortell	Gaudineer	Lucken	Rabedeaux
Brownlee	Gilley	Messerly	Rigler
Clarke	Griffin	Mogged	Shaff
Davis	Hougen	Neu	Walsh
DeKoster	Keith	Ollenburg	

Nays, 25:

Anderson	Hill	Nicholson	Shirley
Briles	Kyhl	O'Malley	Stephans
Coleman	Lamborn	Orr	Sullivan
DeHart	Laverty	Palmer	Thordsen
Frey	Leonard	Parker	Van Gilst
Frommelt	Mowry	Schaben	Weimer
Glenn			

Absent or not voting, 9:

Arbuckle	Denman	Klink	Reichardt
Conklin	Dodds	McGill	Smith
Curran			

The motion lost.

SUBSTITUTION

Senator Rigler asked and received unanimous consent that **House File 1338** be substituted for **Senate File 1299**.

SPECIAL ORDERS

Senator Rigler asked unanimous consent that the following bills be made special orders of business:

Senate File 58 Monday, March 30, 1970, at 9:30 a.m.
House File 1243 Monday, March 30, 1970, at 10:00 a.m.
House File 1338 Monday, March 30, 1970, at 2:00 p.m.
House File 333 Tuesday, March 31, 1970, at 9:00 a.m.
Senate File 1291 Tuesday, March 31, 1970, at 10:00 a.m.
Senate File 1084 Wednesday, April 1, 1970, at 9:00 a.m.

Objection was raised by Senator Hill.

Senator Rigler moved that the bills be made special orders of business, which motion prevailed.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up out of order Senate File 362.

Senate File 362

On motion of Senator Erskine, Senate File 362, a bill for an act relating to county conservation boards, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Gaudineer asked and received unanimous consent to withdraw the amendment filed by him on May 6, 1969, and found on page 1428 of the 1969 Senate Journal.

Senator Palmer took the chair at 5:05 p.m.

Senator Thordsen offered the following amendment by Senator Thordsen, et al.:

- 1 Amend Senate File 362, page 1, by striking
- 2 lines 13 through 18, inclusive, and inserting in lieu
- 3 thereof the following:
- 4 "thereof the words 'office space and equipment
- 5 shall be provided by the board of supervisors, but
- 6 if the board of supervisors by resolution declares that
- 7 adequate or suitable space is not available the county
- 8 conservation board may rent, acquire, or construct an
- 9 office with conservation funds and equip and maintain
- 10 the same for administrative functions and for the
- 11 safekeeping of its records.' "

Senator Gaudineer offered the following amendment to the amendment and moved its adoption:

Amend the Thordsen, et al., amendment to Senate File 362, filed March 9, 1970, as follows:

1. Line 4, by inserting after the word "and" the word "office".

2. Line 11, by inserting after the word "records." the following new sentence:

"Any moneys appropriated from conservation funds for this purpose shall be first approved by the board of supervisors."

The amendment to the amendment was adopted.

On motion of Senator Thordsen, the amendment as amended was adopted.

Senator Erskine moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 362) the vote was:

Ayes, 35:

Balloun	Hill	Mogged	Rabedeaux
Bortell	Keith	Mowry	Rigler
Briles	Kosek	Nicholson	Schaben
Davis	Kyhl	Ollenburg	Shaff
DeKoster	Lamborn	O'Malley	Shirley
Doderer	Lange	Orr	Sullivan
Erskine	Laverty	Palmer	Thordsen
Gaudineer	Leonard	Parker	Walsh
Griffin	Lucken	Potter	

Nays, 12:

Anderson	Coleman	Gilley	Neu
Bass	DeHart	Glenn	Potgeter
Brownlee	Frommelt	Hougen	Van Gilst

Voting present, 1:

Stephens

Absent or not voting, 13:

Arbuckle	Denman	Klink	Reichardt
Clarke	Dodds	McGill	Smith
Conklin	Frey	Messerly	Weimer
Curran			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order House File 443.

House File 443

On motion of Senator Orr, House File 443, a bill for an act relating to reversion of schoolhouse sites, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Frommelt offered the following amendment and moved its adoption:

Amend House File 443, page 1, by adding after line 12 a new subsection as follows:

By striking lines five (5), six (6) and seven (7) and inserting in lieu thereof the following words:

"schoolhouse site shall revert to the then".

The amendment was adopted.

President pro tempore Lange took the chair at 5:25 p.m.

Senator Orr moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 443) the vote was:

Ayes, 45:

Anderson	Gaudineer	Leonard	Potgeter
Balloun	Gilley	Lucken	Potter
Bass	Glenn	Mogged	Rabedeaux
Bortell	Griffin	Mowry	Rigler
Briles	Hill	Neu	Schaben
Brownlee	Keith	Nicholson	Shaff
Coleman	Kosek	Ollenburg	Shirley
DeHart	Kyhl	O'Malley	Stephens
DeKoster	Lamborn	Orr	Sullivan
Erskine	Lange	Palmer	Thordsen
Frey	Laverty	Parker	Walsh
Frommelt			

Nays, none.**Absent or not voting, 16:**

Arbuckle	Davis	Hougen	Reichardt
Clarke	Denman	Klink	Smith
Conklin	Dodds	McGill	Van Gilst
Curran	Doderer	Messerly	Weimer

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order House File 1306.

House File 1306

On motion of Senator Potter, House File 1306, a bill for an act relating to the granting of easements by a municipality in connection with a project constructed, purchased, received by gift or lease under the provisions of chapter four hundred nineteen (419) of the Code, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Potter moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1306) the vote was:

Ayes, 46:

Anderson	Frommelt	Leonard	Potgeter
Balloun	Gaudineer	Lucken	Potter
Bass	Gilley	Mogged	Rabedeaux
Bortell	Glenn	Mowry	Rigler
Briles	Griffin	Neu	Schaben
Brownlee	Hill	Nicholson	Shaff
Coleman	Keith	Ollenburg	Shirley
Davis	Kosek	O'Malley	Stephens
DeHart	Kyhl	Orr	Sullivan
DeKoster	Lamborn	Palmer	Thordsen
Erskine	Lange	Parker	Walsh
Frey	Laverty		

Nays, none.

Absent or not voting, 15:

Arbuckle	Denman	Klink	Smith
Clarke	Dodds	McGill	Van Gilst
Conklin	Doderer	Messerly	Weimer
Curran	Hougen	Reichardt	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

MOTION TO RECONSIDER

Senator Walsh moved to reconsider the vote by which House File 1305 passed the Senate, which motion prevailed.

Senator Walsh moved to reconsider the vote by which House File 1305 went to its last reading, which motion prevailed.

CONSIDERATION OF BILLS**House File 1305**

On motion of Senator Potter, House File 1305, a bill for an act relating to the issuance of bonds for dock purposes, was taken up for further consideration.

Senator Walsh moved to reconsider the vote by which the Bass-Arbuckle amendment, filed March 26, 1970, was adopted by the Senate, which motion prevailed.

Senator Bass asked and received unanimous consent to withdraw the Bass-Arbuckle amendment filed March 26, 1970.

Senator Potter moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1305) the vote was:

Ayes, 44:

Anderson	Gaudineer	Leonard	Potgeter
Balloun	Gilley	Lucken	Potter
Bass	Glenn	Mogged	Rabedeaux
Bortell	Griffin	Mowry	Rigler
Briles	Hill	Neu	Schaben
Brownlee	Keith	Nicholson	Shaff
Coleman	Kosek	Ollenburg	Shirley
Davis	Kyhl	O'Malley	Stephens
Erskine	Lamborn	Orr	Sullivan
Frey	Lange	Palmer	Thordsen
Frommelt	Laverty	Parker	Walsh

Nays, none.

Voting present, 1:

DeHart

Absent or not voting, 16:

Arbuckle	DeKoster	Hougen	Reichardt
Clarke	Denman	Klink	Smith
Conklin	Dodds	McGill	Van Gilst
Curran	Doderer	Messerly	Weimer

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order Senate File 1298.

Senate File 1298

On motion of Senator Gaudineer, Senate File 1298, a bill for an act relating to the penalty for violations of the act regulating snow-mobiles, was taken up and considered.

Senator Gaudineer moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

Senator Gilley took the chair at 5:43 p.m.

On the question "Shall the bill pass?" (S.F. 1298) the vote was:

Ayes, 42:

Anderson	Gaudineer	Mogged	Potter
Balloun	Gilley	Mowry	Rabedeaux
Bass	Glenn	Neu	Rigler
Bortell	Griffin	Nicholson	Schaben
Briles	Keith	Ollenburg	Shaff
Brownlee	Kosek	O'Malley	Shirley
Coleman	Kyhl	Orr	Stephens
Davis	Lamborn	Palmer	Sullivan
DeKoster	Lange	Parker	Thordsen
Erskine	Laverty	Potgeter	Walsh
Frey	Leonard		

Nays, 1:

Frommelt

Voting present, 1:

Lucken

Absent or not voting, 17:

Arbuckle	Denman	Hougen	Reichardt
Clarke	Dodds	Klink	Smith
Conklin	Doderer	McGill	Van Gilst
Curran	Hill	Messerly	Weimer
DeHart			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

CONSIDERATION OF JOINT RESOLUTION

Senate Joint Resolution 1005

On motion of Senator Rigler, Senate Joint Resolution 1005, a joint resolution to make an appropriation to the college of osteopathic medicine and surgery, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Rigler offered the following amendment filed by Senator Messerly and moved its adoption:

Amend Senate Joint Resolution 1005 as follows:

1. Page 2, by striking lines 19 through 27, inclusive, and inserting in lieu thereof the following:

"Section 1. We encourage the college to pursue with vigor the fund drives under way and urge the Sixty-fourth General Assembly to give early consideration to making an appropriation adequate to insure that the new facility will become a reality."

2. Page 1, by striking from line 1 the words "make an appropriation to" and inserting in lieu thereof the words "express the sense of the General Assembly regarding the proposed new education building at".

The amendment was adopted.

Senator Rigler asked and received unanimous consent to withdraw the committee amendment found on page 965 of the Senate Journal.

Senator DeKoster asked and received unanimous consent to withdraw the amendment filed by him on February 4, 1970, and found on page 355 of the Senate Journal.

Senator Rigler moved that the joint resolution be read the last time now, which motion prevailed, and the resolution was read the last time.

On the question "Shall the resolution be adopted?" (S.J.R. 1005) the vote was:

Ayes, 42:

Anderson	Gilley	Mogged	Potter
Balloun	Glenn	Mowry	Rabedeaux
Bortell	Griffin	Neu	Rigler
Briles	Keith	Nicholson	Schaben
Coleman	Kosek	Ollenburg	Shaff
Davis	Kyhl	O'Malley	Shirley
DeKoster	Lamborn	Orr	Stephens
Erskine	Lange	Palmer	Sullivan
Frey	Laverty	Parker	Thordsen
Frommelt	Leonard	Potgeter	Walsh
Gaudineer	Lucken		

Nays, 1:

Bass

Absent or not voting, 18:

Arbuckle	DeHart	Hougen	Reichardt
Brownlee	Denman	Klink	Smith
Clarke	Dodds	McGill	Van Gilst
Conklin	Doderer	Messerly	Weimer
Curran	Hill		

The resolution having received a constitutional majority was declared to have been adopted and agreed to by the Senate and the title as amended was agreed to.

President pro tempore Lange took the chair at 5:57 p.m.

Senator Rigler asked and received unanimous consent to take up for consideration Senate File 1078.

Senate File 1078

On motion of Senator Mowry, Senate File 1078, a bill for an act to appropriate from the general fund of the State of Iowa for capital improvements at the Iowa Soldiers Home at Marshalltown, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Mowry offered the following committee amendment:

1. Page 1, by striking lines 5 and 6 and inserting in lieu thereof the words "There is hereby re-appropriated from funds appropriated to the Department of Social Services by chapter Fifty-five (55), Acts of the Sixty-third General Assembly, First Session,"

2. Page 1, lines 2 and 3, by striking the words "general fund of the state of Iowa" and inserting in lieu thereof the words "biennial appropriation of the Department of Social Services";

Senator Coleman offered the following amendment to the amendment and moved its adoption:

Amend the appropriations committee amendment to Senate File 1078, filed March 19, 1970, line 2, by inserting before the word "There" the word and figure "Section 1."

The amendment to the amendment was adopted.

Senator Mowry offered the following amendment to the amendment by Senator Messerly and moved its adoption:

Amend the appropriations committee amendment to Senate File 1078, filed March 19, 1970, line 5, by striking "lines 2 and 3" and inserting in lieu thereof the following: "lines 1 and 2".

The amendment to the amendment was adopted.

Senator Gaudineer offered the following amendment to the amendment:

Amend the appropriations committee amendment, filed March 19, 1970, to Senate File 1078, line 3 by inserting after the figures "(55)," the words "section one (1), subsection two (2)".

Senator Gaudineer moved the adoption of the amendment to the amendment and called for a division.

The amendment to the amendment lost.

On motion of Senator Mowry, the committee amendment as amended was adopted.

Senator Mowry offered the following amendment and moved its adoption:

Amend Senate File 1078 as follows:

1. Page 1, by striking line 7 and inserting in lieu thereof the following "the sum of one hundred thirty-four thousand (134,000)".

2. Page 2, by striking lines 1, 2 and 3.

The amendment was adopted.

Senator Mowry moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1078) the vote was:

Rule 24 was invoked.

Ayes, 28:

Anderson	Gilley	Leonard	Potgeter
Balloun	Griffin	Lucken	Potter
Bortell	Keith	Mogged	Rabedeaux
Briles	Klink	Mowry	Stephens
Brownlee	Kosek	Neu	Sullivan
Davis	Kyhl	Nicholson	Thordsen
Erskine	Lange	Parker	Walsh

Nays, 10:

Bass	Glenn	Orr	Rigler
Frommelt	Lamborn	Palmer	Shirley
Gaudineer	Laverty		

Absent or not voting, 23:

Arbuckle	DeKoster	Hougen	Schaben
Clarke	Denman	McGill	Shaff
Coleman	Dodds	Messerly	Smith
Conklin	Doderer	Ollenburg	Van Gilst
Curran	Frey	O'Malley	Weimer
DeHart	Hill	Reichardt	

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

MOTIONS TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate File 1078 failed to pass the Senate.

ROBERT R. RIGLER

MR. PRESIDENT: I move to reconsider the vote by which House File 251 passed the Senate.

VERNON H. KYHL

MR. PRESIDENT: I move to reconsider the vote by which House File 1169 passed the Senate.

LEE H. GAUDINEER, JR.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on March 26, 1970, the Governor had approved and transmitted to the Secretary of State the following bills:

- H. F. 163—Relating to administrative rules of departments of the state.
- H. F. 409—Relating to public employee credit unions.
- H. F. 491—To authorize the establishment of rural water districts, to prescribe the procedure therefor, and relating to the purpose and manner of operation of such districts.
- H. F. 788—To establish a special employment security contingency fund consisting of interest and penalties collected on delinquent employment security contributions and reports.
- H. F. 1122—Relating to construction of public highways and certain other installations across the right-of-way of a drainage or levee district.
- H. F. 1277—Relating to motor vehicles approaching, entering and turning at and between intersections.

REPORTS OF COMMITTEES

Senator Messerly submitted the following report:

MR. PRESIDENT: Your committee on appropriations, to which was referred **Senate File 1282**, a bill for an act to make an appropriation to pay fees and expenses for counsel for the parties in the election contests of Wilson L. Davis vs. Gilbert M. McCarty, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

1. Page 1, by inserting after line 16 the following new section, and renumbering the subsequent sections:

"There is hereby appropriated from the general fund of the state to the following named persons the amounts set opposite their names in full payment of all claims they may have against the state on account of services rendered and expenses incurred in the following election contest:

Vincent S. Burke vs. Charles K. Sullivan

Attorney fees, expenses and mileage

Harry H. Smith, Sioux City, fees	\$1,500.00
Harry H. Smith, Sioux City, expenses	170.53
Harry H. Smith, Sioux City, mileage	40.00

Ervin A. Hutchison, Sioux City, fees	1,500.00
Ervin A. Hutchison, Sioux City, expenses	154.10
Total	<u>\$3,364.63</u> "

2. Page 1, line 3, by inserting before the period the words
"and Vincent S. Burke vs. Charles K. Sullivan".

FRANCIS L. MESSERLY, Chairman

Ordered passed on file on March 19, 1970.

Senator Shaff submitted the following reports:

MR. PRESIDENT: Your committee on ways and means, to which was referred **House File 1018**, a bill for an act relating to fees collected on the county level of government, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ROGER J. SHAFF, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on ways and means, to which was referred **House File 1233**, a bill for an act relating to the levy of an excise tax on cattle and veal calves sold for slaughter, and the collection and distribution of such taxes, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

Amend House File 1233, as passed by the House and reprinted, page 5, by inserting after line 8 the following section and renumbering the subsequent section:

"Every producer, even though not a member thereof, shall be entitled to vote in elections of persons to be directors of the Iowa beef cattle producers association in the same manner as if he were a member. Directors thus elected shall elect from their number the officers referred to in section one hundred eighty-one point one (181.1) of the Code."

ROGER J. SHAFF, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on ways and means, to which was referred **House File 1322**, a bill for an act relating to the issuance of public warrants to cover deficiencies in a public fund, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ROGER J. SHAFF, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on ways and means, to which was referred **House File 1334**, a bill for an act relating to computation of interest and penalties on income tax, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ROGER J. SHAFF, Chairman

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend the cities and towns committee amendment to
 2 Senate File 382, filed March 25, 1970, by adding after
 3 line 185 the following sections:
- 4 a. Section three hundred fifty-seven A point twelve
 5 (357A.12), Code 1966, is hereby amended by striking from
 6 line six (6) the word "five" and inserting in lieu thereof
 7 the word "seven".
- 8 b. Section four hundred three A point thirteen
 9 (403A.13), Code 1966, is hereby amended by striking from
 10 line six (6) the word "six" and inserting in lieu thereof
 11 the word "seven".
- 12 c. Acts of the Sixty-third General Assembly, First
 13 Session, chapter two hundred thirty-six (236), line one
 14 hundred thirty-eight (138), is hereby amended by striking
 15 the word "six" and inserting in lieu thereof the word
 16 "seven".

ERNEST KOSEK
 JOHN M. WALSH

- 1 Amend Senate File 1282, page 1, as follows:
- 2 1. Line 12, by striking the figure "550.00" and by
 3 inserting in lieu thereof the figure "500.00".
- 4 2. Line 14, by striking the figure "550.00" and by
 5 inserting in lieu thereof the figure "500.00".
- 6 3. Line 16, by striking the figure "1,266.65" and by
 7 inserting in lieu thereof the figure "1,166.65".

LEE GAUDINEER

- 1 Amend Senate File 1302 as follows:
- 2 1. Page 1, line 12, by striking the letter "i" and
 3 inserting in lieu thereof the letter "g".
- 4 2. Page 1, line 14, by striking the letter "j" and
 5 inserting in lieu thereof the letter "h".
- 6 3. Page 1, line 14, by striking the letter "r" and
 7 inserting in lieu thereof the letter "o".
- 8 4. Page 1, line 16, by striking the letter "s" and
 9 inserting in lieu thereof the letter "p".

HUGH H. CLARKE

- 1 Amend House File 333 by striking everything after the
 2 enacting clause and inserting in lieu thereof the
 3 following:
- 4 "Section 1. Section two hundred eighty A point one
 5 (280A.1), Code 1966, as amended by chapter two hundred
 6 forty-four (244), section ten (10), Acts of the Sixty-second
 7 General Assembly, is further amended by adding at the end
 8 thereof the following new paragraph:
- 9 "If any area of this state is not within one of the
 10 existing merged areas of this state by January 1, 1971, or
 11 is not included in a plan pending before the state board
 12 of public instruction under the provisions of this chapter
 13 on or before that date, the state board of public instruction
 14 shall attach all such areas to an existing merged area or
 15 shall form such areas into new merged areas. Such attach-

16 ment or formation shall become effective by resolution of
 17 the board, and by filing notice, if applicable, with the
 18 secretary of the school board of the merged areas to which
 19 such area is to be attached. Any area included in a merged
 20 area plan filed with the state board on or before January 1,
 21 1971, and not becoming a part of a merged area because of
 22 the subsequent failure of the plan, shall be attached to
 23 an existing area school district by the state board of
 24 public instruction. The state board shall, where possible,
 25 carry out the provisions of this Act by July 1, 1971, but
 26 may defer action as may be necessary. The state board in
 27 carrying out the provisions of this Act shall investigate
 28 the desires of the residents of the area affected, and
 29 obtain the advice and recommendation of the advisory
 30 committee. All actions made by the state board shall be
 31 accomplished by resolution of the board. Such resolution
 32 shall be adopted by roll call vote entered in the minutes of
 33 the board and the action of the board shall be final."

ANDREW G. FROMMELT

1 Amend House File 1324 as follows:
 2 1. By striking all after the enacting clause and inserting
 3 in lieu thereof the following new sections:
 4 a. Section three hundred ninety-seven point twenty-
 5 nine (397.29), Code 1966, is amended by inserting in
 6 line thirteen (13) after the word "trustees" the words
 7 "; or if there be such a board of trustees, the question
 8 as to whether such board of trustees shall be abolished".
 9 b. Section three hundred ninety-seven point thirty-
 10 one (397.31), Code 1966, is amended as follows:
 11 1. By striking line two (2) and inserting
 12 in lieu thereof the words "be submitted,
 13 as the case may be, in one of the following
 14 forms:".
 15 2. By inserting after line seven (7) the
 16 following new paragraph:
 17 " 'Shall the board of trustees having
 18 management and control of the water-
 19 works (or heating plant, or gasworks,
 20 or electric light or electric power
 21 plant) in the city (or town) of
 22 be abolished? ' "
 23 c. Section three hundred ninety-seven point thirty-
 24 two (397.32), Code 1966, hereby is amended by adding
 25 thereto the following paragraph:
 26 "Whenever the majority of votes cast in an
 27 election shall favor the abolition of a
 28 board of trustees the said board shall stand
 29 abolished sixty days from and after the date
 30 of such election and the powers and duties of
 31 such board shall revert to the city or town."

82 2. Page 1, by striking from lines 1 and 2 the words "for
38 the city of Dayton, Iowa".

C. JOSEPH COLEMAN

On motion of Senator Rigler, the Senate adjourned until 9:30
a.m., Monday, March 30, 1970.

JOURNAL OF THE SENATE

SEVENTY-EIGHTH DAY

SENATE CHAMBER,
DES MOINES, IOWA, MONDAY, MARCH 30, 1970.

The Senate met in regular session, President Jepsen presiding.

Prayer was offered by the Reverend T. Ray Crews, pastor of the South Muscatine Parish, United Methodist Church, Muscatine, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Thursday, March 26, 1970, was approved.

VISITORS

President Jepsen welcomed the following students:

Barbara and Ann Walsh, sisters of Senator Walsh, from St. Columbkil's School, Dubuque, Iowa.

Diane Van Gilst and Rosemary Van Gilst, daughter and niece of Senator Van Gilst, from Pella Christian High School, Pella, Iowa.

John Hill, son of Senator Hill, from Berg Junior High School, Newton, Iowa.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Chair announced the special order of business for the consideration of Senate File 58.

CONSIDERATION OF BILLS

Senate File 58

On motion of Senator Frey, Senate File 58, a bill for an act relating to the compensation for members of examining boards, with reports of committees recommending amendment and passage, and report of committee recommending passage, was taken up, considered, and the reports of the committees adopted.

Senator Lamborn offered the following committee amendment:

Senate File 58 is hereby amended by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section one hundred fourteen point eight (114.8), Code 1966, as amended by chapter one hundred fifty (150), section

one (1), Acts of the Sixty-second General Assembly, is hereby amended as follows:

1. By striking lines one (1), two (2), and three (3) and inserting in lieu thereof the words "Members of the board shall set their own per diem compensation at a rate not exceeding forty dollars per day for the".

2. By striking from line eight (8) the words "his duties" and inserting in lieu thereof the words "their duties within the limits of their available funds".

Sec. 2. Section one hundred fifteen point three (115.3), Code 1966, is hereby amended as follows:

1. By striking from lines three (3) and four (4) the words "receive for their services only" and inserting in lieu thereof the words "set their own per diem compensation at a rate not exceeding forty dollars per day for each day actually engaged in the discharge of their duties, and".

2. By inserting in line five (5) after the word "such" the words "per diem and".

3. By inserting in line six (6) after the word "hereunder" the words "within the limits of their available funds".

Sec. 3. Section one hundred sixteen point four (116.4), Code 1966, is hereby amended as follows:

1. By striking lines one (1), two (2), and three (3) and inserting in lieu thereof the words "Members of the board of accountancy shall set their own per diem compensation at a rate not exceeding forty dollars per day for each day actually engaged in the discharge of their duties, and the members".

2. By inserting in line six (6) after the word "duties" the words "within the limits of their available funds".

3. By inserting in line six (6) after the words "for the" the words "per diem and".

Sec. 4. Section one hundred seventeen point twelve (117.12), Code 1966, is hereby amended as follows:

1. By striking lines one (1) through four (4), inclusive, and inserting in lieu thereof the words "Members of the commission shall set their own per diem compensation at a rate not exceeding forty dollars per day for each day actually engaged in the discharge of their duties and".

2. By striking from line five (5) the word "his" and inserting in lieu thereof the word "their".

3. By striking from line six (6) the words "his office" and inserting in lieu thereof the words "their office within the limits of the available funds".

4. By striking lines seven (7), eight (8), and nine (9).

Sec. 5. Section one hundred eighteen point twelve (118.12), Code 1966, is hereby amended as follows:

1. By inserting in line two (2) after the word "shall" the words "set their own per diem compensation at a rate not exceeding forty dollars per day for each day actually engaged in the discharge of their duties, and shall".

2. By striking from line seven (7) the word "from" and inserting in lieu thereof the words "within the limits of the available".

Sec. 6. Section one hundred twenty point three (120.3),

subsection two (2), Code 1966, as amended by House File 785, Acts of the Sixty-third General Assembly, Second Session, is hereby amended as follows:

1. By striking lines fifteen (15) through nineteen (19), inclusive, and inserting in lieu thereof the following:

"times. Members of the board shall set their own per diem compensation at a rate not exceeding forty dollars per day for each day actually engaged in the discharge of their duties, and"

2. By striking from line twenty-one (21) the words "in attending the meeting" and inserting in lieu thereof the words "within the limits of their available funds".

Sec. 7. Section one hundred forty-six point eleven (146.11), Code 1966, is hereby amended as follows:

1. By striking line one (1).

2. By striking from line two (2) the word "member" and inserting in lieu thereof the word "Members".

3. By striking from lines three (3) and four (4) the words "receive fifteen" and inserting in lieu thereof the words "set their own per diem compensation at a rate not exceeding forty".

4. By striking from line five (5) the word "his" and inserting in lieu thereof the word "their".

5. By inserting in line eleven (11) after the word "examinations" the words "within the limits of their available funds".

Sec. 8. Section one hundred forty-seven point twenty-four (147.24), Code 1966, is hereby amended as follows:

1. By striking from line one (1) the words "Each member" and inserting in lieu thereof the word "Members".

2. By striking from lines three (3) and four (4) the words "receive twenty-five" and inserting in lieu thereof the words "set their own per diem compensation at a rate not exceeding forty".

3. By striking from line five (5) the word "his" and inserting in lieu thereof the word "their".

4. By inserting in line twelve (12) after the word "examinations" the words ", within the limits of their available funds".

Sec. 9. Section one hundred sixty-nine point eighteen (169.18), Code 1966, is hereby amended as follows:

1. By striking from line one (1) the words "Each member" and inserting in lieu thereof the word "Members".

2. By striking from lines three (3) and four (4) the words "receive twenty-five" and inserting in lieu thereof the words "set their own per diem compensation at a rate not exceeding forty".

3. By striking from line five (5) the word "his" and inserting in lieu thereof the word "their".

4. By inserting in line twelve (12) before the period the words "within the limits of their available funds".

Sec. 10. The provisions of this Act shall become effective July 1, 1971.

Senator Kyhl took the chair at 10:35 a.m.

Senator Glenn offered the following amendment to the amendment and moved its adoption:

Amend the committee on state government amendment to

Senate File 58 by adding the following new section:

"Section one hundred forty-seven point twenty-five (147.25), Code 1966, is hereby repealed."

The amendment to the amendment was adopted.

On motion of Senator Lamborn, the amendment as amended was adopted.

Senator Clarke asked and received unanimous consent to withdraw the committee amendment filed on April 9, 1969, and found on page 848 of the 1969 Senate Journal.

Senator Clarke asked and received unanimous consent to withdraw the amendment filed by him on April 10, 1969, and found on page 876 of the 1969 Senate Journal.

Senator Frey moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 58) the vote was:

Ayes, 43:

Anderson	DeHart	Kyhl	Rabedeaux
Arbuckle	Denman	Lamborn	Rigler
Balloun	Dodds	Lange	Schaben
Bass	Erskine	Messenger	Shirley
Bortell	Frey	Mowry	Smith
Briles	Frommelt	Nicholson	Sullivan
Brownlee	Gilley	Ollenburg	Thorsen
Clarke	Hill	O'Malley	Van Gilst
Coleman	Keith	Palmer	Walsh
Conklin	Klink	Parker	Weimer
Davis	Kosek	Potter	

Nays, 12:

DeKoster	Hougen	Lucken	Potgeter
Gaudineer	Laverty	Neu	Reichardt
Glenn	Leonard	Orr	Stephens

Absent or not voting, 6:

Curran	Griffin	Mogged	Shaff
Doderer	McGill		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

MOTION TO RECONSIDER WITHDRAWN

Senator Walsh asked and received unanimous consent to withdraw the motion to reconsider the vote by which **Senate File 244** passed the Senate, filed by him on March 25, 1970.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Chair announced the special order of business for the consideration of House File 1243.

CONSIDERATION OF BILLS

House File 1243

On motion of Senator Kosek, House File 1243, a bill for an act relating to the definition, licensing, inspection, and regulation of health care facilities, and providing for adoption of rules, enforcement procedures, and penalties, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Sullivan moved that further action on House File 1243 be indefinitely postponed.

President Jepsen took the chair at 11:38 a.m.

(Consideration of House File 1243 pending at recess.)

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File 241, a bill for an act relating to the payment of attorney fees to court-appointed attorneys.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1195, a bill for an act to provide for sales and use tax exemptions on expenditures for air and water pollution control.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1288, a bill for an act establishing a state board of residential care standards.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1325, a bill for an act relating to members of the county conservation board.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1336, a bill for an act relating to establishment and administration of conservancy districts.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 127, creating an interim committee to make a comprehensive study of the penal and correctional system in Iowa.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE CONCURRENT RESOLUTION 127

By Doyle, Holden, Ossian, Den Herder, Miller of Jones,
Shepherd, Varley, Van Drie, Dooley, Weichman,
Radl, Hill, Millen and Wells

Whereas, the protection of society and the rehabilitation of the inmate are tasks of the penal and correctional system in Iowa; and

Whereas, the inmate populations at the men's reformatory, the women's reformatory, and the state penitentiary have been declining in recent years; and

Whereas, criticism has been directed toward the manner of confinement of juveniles and policies at the training school for boys; and

Whereas, the public has become concerned about the security procedures at the security medical facility; and

Whereas, plans for the construction of a new minimum security facility near Anamosa have been postponed; and

Whereas, the governor's economy committee has recommended that use of the women's reformatory be discontinued, and that the prison structure of Iowa including all state-operated institutions for men, women, and juveniles be reorganized; *Now, Therefore,*

Be It Resolved by the House, the Senate Concurring, That the legislative council is authorized to create a study committee, as provided by law, which committee shall include members of the appropriate standing committees of the House of Representatives and the Senate, to conduct during the 1970-1971 legislative interim a comprehensive study of the penal and correctional system in Iowa. The study shall include, but not be limited to, present programs and facilities at the state penitentiary, the men's and women's reformatories, the training schools for boys and girls, and the security medical facility; present rehabilitation theories; assignments of inmates; the programs which should be implemented for treatment of adult and for treatment of juvenile offenders; and recommendations regarding a five-year capital construction program for the juvenile and adult penal and correctional system.

Be It Further Resolved, That the study committee shall include nonlegislative members having special knowledge in the field of penal and correctional facilities and rehabilitation facilities and programs.

Be It Further Resolved, That a report of the study shall be prepared and submitted to the legislative council and the members of the Sixty-fourth General Assembly, First Session, and shall be accompanied by legislative bill drafts designed to carry out the recommendations of the committee.

HOUSE MESSAGES CONSIDERED

House File 241, a bill for an act relating to the payment of attorney fees to court-appointed attorneys.

Read first time and passed on file.

House File 1195, a bill for an act to provide for sales and use tax exemptions on expenditures for air and water pollution control.

Read first time and **passed on file.**

House File 1283, a bill for an act establishing a state board of residential care standards, providing for selection of members thereof, and prescribing their powers and duties.

Read first time and **passed on file.**

House File 1325, a bill for an act relating to members of the county conservation board.

Read first time and **passed on file.**

House File 1336, a bill for an act relating to establishment and administration of conservancy districts.

Read first time and **passed on file.**

On motion of Senator Rigler, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Jepsen presiding.

SPECIAL ORDER CONTINUED

House File 1243

The Senate resumed consideration of House File 1243.

Senator Sullivan withdrew his motion to postpone House File 1243 indefinitely.

Senator Kosek offered the following amendment and moved its adoption:

Amend House File 1243, as amended and passed by the House, on page 3, by striking from lines thirty-two (32) and thirty-three (33) the words "physicians as defined by section one hundred thirty-five point one (135.1) of the Code" and inserting in lieu thereof the words "person licensed to practice medicine and surgery, osteopathy and surgery or osteopathy under the laws of this state".

The amendment was adopted.

Senator O'Malley offered the following amendment and moved its adoption:

Amend House File 1243 by adding in line 10, page 9, after the word "be" the word "substantially".

The amendment was adopted.

Senator O'Malley asked and received unanimous consent to with-

draw the amendment filed by him on March 6, 1970, and found on page 784 of the Senate Journal.

Senator Sullivan offered the following amendment and moved its adoption:

Amend House File 1243, page 12, by striking lines 14 through 22.

The amendment was adopted.

Senator Lamborn offered the following amendment:

Amend House File 1243 as follows:

1. Page 6, by striking from line 3 the words "word 'facility' " and inserting in lieu thereof the words "words 'facility, except that no license shall be required for establishment or operation of a county home under chapter two hundred fifty-three (253) of the Code' ".

2. Page 15, line 27, by inserting after the word "unit" the words ", except that such provisions shall not be applicable to the operation of county homes established under chapter two hundred fifty-three (253) of the Code".

President pro tempore Lange took the chair at 3:39 p.m.

Senator Lamborn asked and received unanimous consent to withdraw his amendment.

Senator Glenn offered the following amendment:

Amend House File 1243 as follows:

Page 16, line 21, by striking the words "mental illness, or", by striking the period (.) in line 21 and inserting a comma (,) in lieu thereof, and by adding the following words thereafter: "or mental illness that as certified by two staff psychiatrists of a mental health institution is incapable of treatment or the patient is incapable of societal rehabilitation, and that the facilities available at such health care facility are adequate to provide such care as may be necessary in the judgment of the said two staff psychiatrists."

Senator Glenn asked and received unanimous consent to withdraw his amendment.

Senator Kosek moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1243) the vote was:

Rule 24 was invoked.

Ayes, 37:

Clarke	Glenn	Messery	Rigler
Coleman	Griffin	Neu	Shaff
Curran	Hill	O'Malley	Shirley
DeKoster	Keith	Orr	Smith
Denman	Kosek	Palmer	Stephens
Dodds	Lange	Parker	Thordsen
Doderer	Laverty	Potgeter	Van Gilst
Frey	Leonard	Potter	Walsh
Frommelt	Lucken	Reichardt	Weimer
Gaudineer			

Nays, 21:

Anderson	Conklin	Hougen	Mowry
Balloun	Davis	Klink	Nicholson
Bass	DeHart	Kyhl	Ollenburg
Bortell	Erskine	Lamborn	Rabedeaux
Briles	Gilley	Mogged	Sullivan
Brownlee			

Absent or not voting, 3:

Arbuckle	McGill	Schaben
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

SENATE FILE WITHDRAWN

Senator Kosek asked and received unanimous consent that **Senate File 1258** be withdrawn from further consideration of the Senate.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has concurred in Senate amendment to House amendment and passed the following bill in which the concurrence of the House was asked:

Senate File 1171, a bill for an act relating to determining compensation in eminent domain proceedings.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1281, a bill for an act relating to workmen's compensation.

WILLIAM R. KENDRICK, Chief Clerk

SPECIAL ORDER POSTPONED

Senator Rigler asked and received unanimous consent that the special order of business on **House File 1338** be postponed until 8:45 a.m., Tuesday, March 31, 1970.

INTRODUCTION OF BILLS

Senate File 1309, by committee on schools, a bill for an act relating to public school transportation.

Read first time and **placed on calendar.**

Senate File 1310, by committee on schools, a bill for an act relating to the basic school tax, state equalization aid to public schools, and review of school district budgets.

Read first time and **placed on calendar.**

Senate File 1311, by committee on schools, a bill for an act relating to organized athletics and courses in physical education.

Read first time and **placed on calendar.**

Senate File 1312, by committee on appropriations, a bill for an act relating to the budgeting and financing of governmental programs.

Read first time and **placed on calendar.**

Senate File 1313, by committee on judiciary, a bill for an act relating to indemnification of officers, directors, employees, and agents of business corporations.

Read first time and **placed on calendar.**

BILLS ASSIGNED TO COMMITTEE

President Jepsen announced the assignment of the following bills to committee:

S. F. 1177 Appropriations, under Rule 37

H. F. 1195 Ways and means

H. F. 1212 Appropriations

SENATE RESOLUTION 104

By Potgeter and Neu

Whereas, throughout the session the Senator from Ringgold has displayed great knowledge, ability and understanding of legislative matters, and

Whereas, on the 23rd day of March, 1970, the Senator from Ringgold became the father of a seven-pound fifteen-ounce baby girl, Cherri Lea Anderson, who joins one older brother, Clinton Wade, and

Whereas, the Senator from Ringgold has thus demonstrated that his knowledge, ability and understanding extends to fields other than legislative.

Be It Resolved by the Senate, that Senator Quentin V. Anderson and Mrs. Rita Anderson are hereby tendered the warm and sincere congratulations of the entire Senate and its official family.

Be It Further Resolved, that we tender our best wishes for a long, healthy and happy life to Cherri Lea Anderson and that a copy of this resolution be delivered to Mrs. Rita Anderson by the Senator from Ringgold.

SENATE CONCURRENT RESOLUTION 123

By Smith and DeHart
(Cunningham and Van Drie)

Whereas, the Iowa legislature recognizes the outstanding performance of the Iowa State wrestling team in winning the N.C.A.A. wrestling tournament this past week at Northwestern University, and

Whereas, the Iowa legislature wishes to recognize this outstanding performance and properly credit Iowa State University for winning this national tournament two years in succession and three times in the last six years; therefore,

Be It Resolved by the Senate, the House Concurring, that the Iowa legislature in regular session March 30, 1970, on behalf of all Iowans, does hereby congratulate Coach Harold Nichols and this great Iowa State University wrestling team in winning this coveted national honor and establishing three of their team members as individual national champions.

Be It Further Resolved, that a copy of this resolution be forwarded to President Robert Parks of the Iowa State University, Coach Nichols and the team.

SENATE CONCURRENT RESOLUTION 124

By Richard L. Stephens

Whereas, the Department of Public Instruction has control at the state level of all public schools of the state and in the exercise of this control must of necessity, in the interpretation and implementation of state laws, promulgate numerous departmental rules, and

Whereas, these rules are now distributed to the various and several school districts for the use of school boards but in many cases the various boards have interpreted the rules in several ways; *Now, Therefore*,

Be It Resolved by the Senate of the Sixty-third General Assembly in Second Regular Session, the House Concurring, That the State Department of Public Instruction is hereby notified that it is the consensus of the General Assembly that the department should publish a comprehensive pamphlet or brochure explaining and interpreting its various rules and their application to the public schools in the several school districts and forthwith distribute said publication to each member of the school boards of all school districts.

This publication should at all times be kept current by supplements or republication when necessary.

GOVERNOR'S VETO MESSAGE
(House File 720)

March 16, 1970

Honorable Members of the Senate:

I am returning herewith House File 720, the bill relating to eavesdropping and wiretapping, disapproved and without my signature, to the House in accordance with Article III, section 16, of the Constitution of the State of Iowa.

Justice Louis Brandeis identified "the right to be let alone, the most comprehensive of rights and the right most valued by civilized men." He warned against public invasion of privacy by "purposeful action of the state," and he specifically called wiretapping "a dirty business." It is much worse than that. It creates fear of government and fear of fellow citizens

as evidenced by the huge volume of mail that I have received recently from private citizens.

I am fully aware that over the years, our citizens have sacrificed some individual freedoms for the sake of society in general. I am also aware of the wisdom of what John Stuart Mill wrote in his essay, "On Liberty", when he said,

" . . . there is also in the world . . . an increasing inclination to stretch unduly the powers of society over the individual both by the force of opinion and even by that of legislation: and as the tendency of all the changes taking place in the world is to strengthen society, and diminish the power of the individual, this encroachment is not one of the evils which tend spontaneously to disappear, but, on the contrary, to grow more and more formidable."

The warning is so timely that it is hard to realize that it was sounded in 1859 rather than 1970.

Much more recently, but echoing Mill with specific reference to the subject of House File 720, the President's Commission on Law Enforcement and Administration of Justice has said.

"In a democratic society, privacy of communication is essential if citizens are to think and act creatively and constructively. Fear or suspicion that one's speech is being monitored by a stranger, even without the reality of such activity, can have a seriously inhibiting effect upon the willingness to voice critical and constructive ideas. When dissent from the popular view is discouraged intellectual controversy is smothered, the process for testing new concepts and ideas is hindered and desirable change is slowed. External restraints, of which electronic surveillance is but one possibility, are thus repugnant to citizens of such a society."

Wiretapping, as I said early in this session, is repugnant to me. Notwithstanding that fact, however, I conferred with legislators and law enforcement officers and others who were proponents of this measure, searching for information of (1) need, and (2) ways to protect innocent people if such a bill were to pass.

Congress passed the Omnibus Crime Control and Safe Streets Act in 1968, which authorized wiretapping and electronic surveillance for the purpose of attacking organized crime that could not be reached through other law enforcement methods. The aim was to get at gangland slayings, mafia and mafia-like controlled businesses. The second part of the proposal was to use wiretapping in matters posing threats to the national security.

I know that Iowa is not free from crime and I, like the people interested in this bill, support our law enforcement officers and work diligently to aid and assist them as they combat crime and as they work to make our communities safer for our families, neighbors and friends.

We are moving rapidly with the efforts of our new, yet well-organized Crime Commission. For example, we are developing an advanced state radio and communications network, establishing county crime commissions, setting up a police information retrieval system, and we are utilizing our productive law enforcement academy.

Also, the legislature has pending before it bills that will (1) establish a sorely needed crime laboratory; (2) provide the strengthening of our narcotics enforcement division by placing it with the Bureau of Criminal Investigation; and (3) establish a long overdue and much needed court unification plan that will strengthen our courts and the system by which persons may be charged, prosecuted and, if guilty, convicted.

These are powerful aids in our determination to curb crime, and do not encroach upon the sanctity of the basic rights of our fellow citizens.

These improvements in law enforcement, that you and I have opportunity to advance, are aimed at the target of crime in Iowa. Wiretapping and eavesdropping, on the other hand, is aimed at the vicious, syndicated gangland and national security-type crime; crime that I cannot, fortunately, find evidence existing in Iowa to justify the encroachment upon the sanctity of innocent people's privacy.

I have heard it argued that a wiretap law in Iowa would be used to stop narcotics. Yet at the same time, I have been advised that there now exists adequate methods to stop the user and the pusher. It is then said that state wiretapping could be used to reach the supplier.

But we do not grow opium in Iowa or have heroin originating here. It must, therefore, come from outside our state as is true with other drugs, and wiretapping is already available under the federal law to combat this activity.

I have been told an Iowa wiretap law would be used to stop bombings yet at the same time, I am advised that the person against whom this would be used is already under two indictments as a result of evidence obtained under existing law enforcement procedures.

I have also been informed that such a law would be expected to be used in most felony-type cases, which is far broader than ever anticipated in the original concept of authorizing wiretapping. This acknowledged expansion of use lends credence to one's belief in a different, but related area, that small invasions of liberty carry with them the winds of tyranny.

The fact is, this brutal weapon of eavesdropping and wiretapping is not the effective tool in most crimes with which we are confronted in our state. It would not protect the farmer from an intruder, the lady or child on the street from an attacker, the businessman from the thief or the bad check, the victim of the passion killer, or the citizen that is duped by the scheme of the con artist. But, it would place all citizens in the position of never knowing whether someone was monitoring and listening to his or her conversation.

Any advantage of a wiretap law in Iowa today, where we are fortunate not to be plagued with gangland organized crime, does not outweigh that fear, both in reality and in the threat of not being able to communicate confidentially with whomever one desires.

There is no way to tap only one side of a telephone conversation. Each time a telephone conversation is monitored, at least one person to whom the wiretap is not directed is the victim of the snooping. In addition, most telephones are used by more than just the suspect and in those cases two innocent people are the victims of such invasion.

I am advised that one-half of the allowed wiretaps used are placed on public telephones. In that case, most conversations on a tapped line have been listened to by a third party without any possibility of obtaining evidence against the suspect. In a case of one wiretap, 466 innocent people had their conversations listened to when the order was for the purpose of overhearing one suspect's communications. It might be noted that while innocent people are having their conversations monitored, law enforcement personnel making the surveillance are not free to solve the kind of crime that exists in our state.

While the guilty might suspect that his telephone line would be tapped and, therefore, find other ways to communicate, the innocent would not only lack actual knowledge that outsiders were listening to his conversation but also would not be guarding against such invasion. Any evidence under House File 720 derived from the wire or oral communication intercepted in accordance with the provisions of the act could be given as derivative evidence "before any grand jury in this state, or in any court of the United

States or in any state, or in any federal or state grand-jury proceeding."

This means that evidence obtained from a person, a person against whom there had not even been an order authorizing a wiretap, could be used against him in any civil or criminal court.

Without an established need for wiretapping and eavesdropping in our state in addition to the federal wiretap law, it would be unfair to burden Iowans with the fear that they could not enjoy the right of privacy.

One who works in law enforcement recently summed it up well when he said, "Governor, you're right. We haven't made a case for the wiretap bill."

Sincerely,
ROBERT D. RAY
Governor

COMMUNICATION FROM SECRETARY OF STATE

March 27, 1970

Mr. Carroll Lane
Secretary of the Senate
State Capitol Building
Des Moines, Iowa 50319

I hereby certify that House File 1111 was published in The Clinton Herald, Clinton, Iowa, March 20, 1970, and in The DeWitt Observer, DeWitt, Iowa, March 19, 1970.

I further certify that Senate File 1159 was published in The Boone News-Republican, Boone, Iowa, March 18, 1970, and in The Jefferson Bee, Jefferson, Iowa, March 23, 1970.

I further certify that House File 1140 was published in The Pella Chronicle-Advertiser, Pella, Iowa, March 18, 1970, and in The Knoxville Journal, Knoxville, Iowa, March 17, 1970.

Respectfully submitted,
MELVIN D. SYNHORST
Secretary of State

EXPLANATION OF VOTE

While I was absent from the Senate chamber the following votes were taken. Had I been present I would have voted as follows: On the Walsh amendment to Senate File 1297 I would have voted "no". On the final vote on Senate Files 1297 and 362 I would have voted "no". On House Files 443, 1306, 1305 and Senate Files 1078 and 1298 and Senate Joint Resolution 1005 I would have voted "aye".

ROBERT R. DODDS

REPORTS OF COMMITTEES

Senator Messerly submitted the following reports:

MR. PRESIDENT: Your committee on appropriations, to which was referred **Senate File 1060**, a bill for an act to transfer the unexpended and unencumbered balance of the capital appropriation made by the Sixty-second General Assembly for a new medium security institution for men at Anamosa, to supplement the appropriation made by the Sixty-third General Assembly, First Session, for the old age assistance program, begs leave to report it has had the same under consideration and recommends the same **do pass**.

FRANCIS L. MESSERLY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations, to which was referred **House File 1040**, a bill for an act relating to the development and reconstruction of a historical site and making an appropriation therefor, begs leave to report it has had the same under consideration and recommends the same **do pass**.

FRANCIS L. MESSERLY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations, to which was referred **House File 1330**, a bill for an act relating to the construction of an administration building for the state highway commission, begs leave to report it has had the same under consideration and recommends the same **do pass**.

FRANCIS L. MESSERLY, Chairman

Ordered passed on file.

Senator DeKoster submitted the following report:

MR. PRESIDENT: Your committee on judiciary, to which was referred **House File 1310**, a bill for an act relating to stockholders' meetings for certain corporations, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

*Denotes a unanimous committee vote.

AMENDMENTS FILED

- 1 Amend Senate File 1084 by striking all after the enacting
- 2 clause and inserting in lieu thereof the following:
- 3 Section 1. Title
- 4 This Act shall be cited as the "Public Employment Negotia-
- 5 tions Act".
- 6 Sec. 2. Public Policy
- 7 It is the public policy of this state to promote an orderly
- 8 and constructive relationship between all public employers and
- 9 public employees subject to the paramount right of the citizens
- 10 of this state for the protection of their health, safety, and
- 11 welfare. Unresolved disputes between public employers and public
- 12 employees are injurious to the public and adequate means must be
- 13 provided to resolve these differences. A harmonious relationship
- 14 between the public employer and the public employee is necessary
- 15 for the protection of all persons and this relationship will be
- 16 facilitated by authorizing public employers to recognize and
- 17 bargain with employee organizations representing public employees,
- 18 and providing for the protection of the rights of the public
- 19 employee, public employer, and the general public.
- 20 Sec. 3. Definitions
- 21 When used in this Act, unless the context otherwise requires:
- 22 1. "Public employer" means the state of Iowa, its political
- 23 subdivisions, including school districts and other special purpose
- 24 districts, and any department, board, commission, or other agency

25 thereof.

26 2. "Public employee" means any person employed by a public
27 employer.

28 3. "Employee organization" means an organization of any
29 kind which includes public employees and which has as one of its
30 purposes the representation of public employees in their employment
31 relations with public employers.

32 4. "Strike" means any strike or other concerted stoppage of
33 work by public employees, including a stoppage by reason of the
34 expiration of, or failure to agree upon the terms of a collective
35 bargaining agreement, and any concerted slowdown or other con-
36 certed interruption of operations by public employees.

37 Sec. 4. Except as expressly prohibited, public employees
38 shall have the right to form, join, or assist any employee organi-
39 zation and to be represented by it for the purpose of collective
40 bargaining with public employers, provided that membership in any
41 employee organization shall not be required as a condition of
42 employment or retention of employment.

43 Sec. 5. Public employers are authorized to recognize,
44 bargain collectively, and contract with employee organizations
45 concerning the wages, hours, and other terms and conditions of
46 employment of public employees represented by such employee organi-
47 zations.

48 Sec. 6. Public employers are authorized to recognize, bargain
49 and enter into collective bargaining agreements with employee
50 organizations as the exclusive representatives of the public
51 employees in such bargaining units as the public employers shall
52 find to be appropriate for bargaining purposes, provided that any
53 such employee organization shall represent at least a majority of
54 the public employees in any such unit.

55 Sec. 7. Public employers are authorized to adopt such
56 reasonable rules and regulations as are necessary or appropriate
57 for the purposes of this Act, including:

58 1. The determination of appropriate bargaining units.

59 2. The extent and terms of participation and representation
60 in collective bargaining by and for managerial, supervisory, pro-
61 fessional, and confidential employees.

62 3. The determination of collective bargaining representa-
63 tives and exclusive representatives.

64 4. Methods for the conducting of collective bargaining and
65 the resolution of disputes.

66 5. Such other purposes as may be necessary to carry out
67 the purposes of the Act.

68 Sec. 8. It shall be unlawful for any public employee or any
69 employee organization to induce, instigate, ratify or participate
70 in a strike against a public employer or to impose any sanction
71 causing or seeking to induce anyone not to seek or renew employment
72 with a public employer.

73 Sec. 9. The terms of collective bargaining agreements between
74 public employers and employee organizations shall not exceed three
75 years.

CHARLES F. BALLOUN

1 Amend Senate File 1312 as follows:

2 1. Page 1, by striking lines 9 through 19, inclusive, and

3 inserting in lieu thereof the following:

4 "5. a. During the last quarter of the fiscal years ending
5 June 30, 1972 and June 30, 1973 an amount equal to ten percent
6 of the net receipts from the sales tax collected under division
7 four (IV) of this chapter for such fiscal years, less the amount
8 transferred for motor vehicle registration plates, shall be
9 transferred to the road use tax fund created by section three
10 hundred twelve point one (312.1) of the Code. The remainder
11 shall be credited to the general fund.

12 b. During the last quarter of the fiscal year ending June
13 30, 1974, and each fiscal year thereafter, an amount equal to ten
14 percent of the net receipts from two-thirds of the sales tax col-
15 lected under division four (IV) of this chapter for the fiscal
16 year, less the amount transferred during such fiscal year for
17 motor vehicle registration plates, shall be transferred to the
18 road use tax fund created by section three hundred twelve point
19 one (312.1) of the Code. The remainder of the net receipts from
20 the sales tax shall be credited to the general fund."

21 2. Page 2, by adding in line 19 after the word "fund" the words
22 "and such credit to the general fund of all such net receipts
23 less the deduction for motor vehicle registration plates, shall
24 be considered a loan to be repaid pursuant to the provisions of
25 subsection five (5), subdivision a, of this section, as created
26 by this Act".

CHESTER O. HOUGEN
JAMES W. GRIFFIN, SR.
CLIFTON C. LAMBORN
CHARLES G. MOGGED
VERNON KYHL
RALPH W. POTTER

1 Amend Senate Concurrent Resolution 123 by inserting after
2 the first paragraph the following:

3 "WHEREAS, Captain Dan Gable's leadership qualities and
4 outstanding accomplishments during a high school and college
5 wrestling career of 182 matches are a source of inspiration
6 and pride to all Iowans; and".

WILLIAM J. REICHARDT
ROBERT R. RIGLER
HUGH H. CLARKE
PEARLE P. DeHART
MINNETTE DODERER
ANDREW G. FROMMELT

1 Amend the Frommelt amendment to House File 333, filed
2 March 26, 1970, by striking from line 23 the words
3 "area school district" and inserting in lieu thereof
4 the words "merged area".

ANDREW G. FROMMELT

1 Amend the Coleman amendment to House File 1324,
2 filed March 26, 1970, line 13, by inserting after
3 the comma the words "shall be".

C. JOSEPH COLEMAN

1 Amend House File 1338, page 1, line 10, by inserting
2 after the word "more" the word "public".

RICHARD L. STEPHENS

- 1 Amend House File 1338 by adding at the end the
2 following new sections:
3 a. Section three hundred twenty-one point one
4 hundred seventy-seven (321.177), Code 1966, sub-
5 section seven (7), is amended by inserting after
6 line twelve (12) the following new sentence: "A
7 reasonable amount of training shall be given during
8 the hours of darkness."
9 b. Chapter two hundred fifty-seven (257), Code
10 1966, is amended by adding the following new
11 section: "All schools, as a condition of approval
12 by the state board of public instruction, shall be
13 required to provide a plan of health and accident
14 insurance in conformance with rules promulgated by
15 the state board covering pupils while engaged in
16 school extra-curricular activities. The cost of the
17 plan may be paid by the school or the pupil or
18 both."

WILLIAM J. REICHARDT

On motion of Senator Rigler, the Senate adjourned until 8:45
a.m., Tuesday, March 31, 1970.

JOURNAL OF THE SENATE

SEVENTY-NINTH DAY

SENATE CHAMBER,
DES MOINES, IOWA, TUESDAY, MARCH 31, 1970.

The Senate met in regular session, President Jepsen presiding.

Prayer was offered by the Reverend Harvey Steven, pastor of the First Baptist Church, Algona, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Monday, March 30, 1970, was approved.

DISTINGUISHED GUESTS

President Jepsen presented to the Senate the Congressional Select Subcommittee on Labor, the Honorable Dominic Daniels, Congressman from New Jersey, chairman; the Honorable William J. Scherle, Congressman from Iowa, ranking member; the Honorable William Steiger, Congressman from Wisconsin, and members of their staff.

Congressman Daniels addressed the Senate briefly on the activities of the subcommittee in regard to manpower.

VISITORS

Twenty students from Rembrandt High School, Rembrandt, Iowa, accompanied by Mr. and Mrs. Duane Cavanaugh, Mr. and Mrs. Robert Struve and by their instructor, Duane Rath.

One hundred ten students from Hampton Community School, Hampton, Iowa, accompanied by Miss Carter.

Twenty-one students from Garrigan High School, Algona, Iowa, accompanied by Father Friedman.

ADOPTION OF SENATE CONCURRENT RESOLUTION 123

Senator Smith called up for consideration **Senate Concurrent Resolution 123**, found on page 1098 of the Senate Journal.

Senator Rigler offered the following amendment by Senators Reichardt, et al., and moved its adoption:

Amend Senate Concurrent Resolution 123 by inserting after the first paragraph the following:

"WHEREAS, Captain Dan Gable's leadership qualities and outstanding accomplishments during a high school and college wrestling career of 182 matches are a source of inspiration and pride to all Iowans; and".

The amendment was adopted.

On motion of Senator Smith, the resolution as amended was adopted.

President pro tempore Lange took the chair at 9:15 a.m.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Chair announced the special order of business for the consideration of House File 1338.

CONSIDERATION OF BILLS

House File 1338

On motion of Senator Walsh, House File 1338, a bill for an act relating to school standards, was taken up and considered.

Senator Stephens asked and received unanimous consent to withdraw the following amendment:

Amend House File 1338, page 1, line 10, by inserting after the word "more" the word "public".

Senator Reichardt offered the following amendment and called for a division of the amendment, section a. to be considered as division 1, and section b. as division 2.

- 1 Amend House File 1338 by adding at the end the
- 2 following new sections:

Division 1—lines 3 through 8.

- 3 a. Section three hundred twenty-one point one
- 4 hundred seventy-seven (321.177), Code 1966, sub-
- 5 section seven (7), is amended by inserting after
- 6 line twelve (12) the following new sentence: "A
- 7 reasonable amount of training shall be given during
- 8 the hours of darkness."

Division 2—lines 9 through 18.

- 9 b. Chapter two hundred fifty-seven (257), Code
- 10 1966, is amended by adding the following new
- 11 section: "All schools, as a condition of approval
- 12 by the state board of public instruction, shall be
- 13 required to provide a plan of health and accident
- 14 insurance in conformance with rules promulgated by
- 15 the state board covering pupils while engaged in
- 16 school extra-curricular activities. The cost of the
- 17 plan may be paid by the school or the pupil or
- 18 both."

Senator Reichardt moved the adoption of division 1 of the amendment.

Division was called for.

Division 1 of the amendment lost.

Senator Smith raised a point of order on division 2 of the amendment for the reason that it was not germane to the title of the bill.

The Chair ruled the point well taken and division 2 of the amendment not germane.

Senator Conklin offered the following amendment and moved its adoption:

Amend House File 1338, as amended by the House, by striking lines 10 through 13, inclusive, and inserting in lieu thereof the following:

"Sec. 2. Section two hundred fifty-seven point twenty-five (257.25), Code 1966, is further amended by adding the following new subsection:

'Any two or more school districts may jointly employ and share the services of any school personnel, or acquire and share the use of classrooms, laboratories, equipment, and facilities.' "

The amendment was adopted.

Senator Rigler offered the following amendment and moved its adoption:

Amend House File 1338, line 8, by striking the following:
" , if any, "

Division was called for.

The amendment was adopted.

Senator Schaben offered the following amendment and moved its adoption:

Amend House File 1338, line 7, by striking the words
"number of".

Division was called for.

The amendment was adopted.

Senator Glenn offered the following amendment and moved its adoption:

Amend House File 1338 as follows:

Line 21, by striking the period (.) and quotes (") , inserting a comma (,) in lieu thereof, and adding the following words thereafter: "provided there is no break in the progression of instruction from one year to the next."

The amendment was adopted.

Senator Walsh moved to reconsider the vote by which the Schaben amendment was adopted by the Senate.

Senator Walsh asked unanimous consent to withdraw his motion to reconsider the vote by which the Schaben amendment was adopted.

Objection was raised.

Senator Walsh renewed his motion to reconsider the vote by which the Schaben amendment was adopted by the Senate.

Division was called for.

The motion lost.

Senator Walsh moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1338) the vote was:

Ayes, 45:

Anderson	Denman	Kyhl	Rabedeaux
Arbuckle	Dodds	Lamborn	Rigler
Bass	Erskine	Lange	Schaben
Bortell	Frey	Laverty	Shaff
Briles	Gilley	Leonard	Shirley
Brownlee	Glenn	Lucken	Smith
Clarke	Griffin	Mogged	Stephens
Coleman	Hougen	Nicholson	Sullivan
Curran	Keith	Parker	Thordsen
Davis	Klink	Potgeter	Van Gilst
DeHart	Kosek	Potter	Weimer
DeKoster			

Nays, 12:

Conklin	Gaudineer	Ollenburg	Palmer
Doderer	Hill	O'Malley	Reichardt
Frommelt	Neu	Orr	Walsh

Absent or not voting, 4:

Balloun	McGill	Messerly	Mowry
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stephens moved that the vote by which House File 1338 passed the Senate be reconsidered and the motion to reconsider be laid on the table.

Roll call was requested.

On the question "Shall the motion to reconsider be laid on the table?" (H.F. 1338) the vote was:

Ayes, 37:

Anderson	Dodds	Kyhl	Rabedeaux
Arbuckle	Erskine	Lamborn	Rigler
Balloun	Frey	Lange	Schaben
Bass	Gilley	Lucken	Shaff
Bortell	Griffin	Mogged	Smith
Briles	Hougen	Nicholson	Stephens
Brownlee	Keith	Parker	Sullivan
Curran	Klink	Potgeter	Thordsen
DeHart	Kosek	Potter	Van Gilst
Denman			

Nays, 20:

Clarke	Frommelt	Leonard	Palmer
Conklin	Gaudineer	Neu	Reichardt
Davis	Glenn	Ollenburg	Shirley
DeKoster	Hill	O'Malley	Walsh
Doderer	Laverty	Orr	Weimer

Absent or not voting, 4:

Coleman	McGill	Messerly	Mowry
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The motion prevailed.

SENATE FILE WITHDRAWN

Senator Walsh asked and received unanimous consent that **Senate File 1299** be withdrawn from further consideration of the Senate.

ADOPTION OF SENATE RESOLUTION 104

Senator Potgeter called up for consideration **Senate Resolution 104**, found on page 1097 of the Senate Journal, and moved its adoption.

The motion prevailed and the resolution was adopted.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Chair announced the special order of business for the consideration of House File 333.

CONSIDERATION OF BILLS**House File 333**

On motion of Senator Walsh, House File 333, a bill for an act requiring all counties to become part of a merged area, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Lamborn offered the following amendment filed by Senators Lamborn and Walsh:

- 1 Amend House File 333 as passed by the House, page 2, by
- 2 inserting after the word "committee." in line 4 the following

3 paragraphs and making the subsequent sentences into a para-
4 graph:

5 "At any time before a final attachment is made by the
6 state board, any school district not included in a merged
7 area may join any adjacent merged area in the following manner:

8 The school district board of directors shall publish
9 notice of the proposal to join a specific adjacent merged area,
10 in a newspaper of general circulation within the school district.
11 The notice shall be published at least twice, no oftener than
12 once a week.

13 The school district shall become part of the adjacent
14 merged area, as proposed in the notice, thirty days after
15 second publication of the notice, unless a petition re-
16 questing an election on the proposal and signed by electors
17 equal to ten percent of those voting in the last regular school
18 election in the district is filed with the school board.

19 If such a petition is filed, the school board shall sub-
20 mit the question of whether the district shall join the
21 adjacent merged area as proposed, or shall join another adjacent
22 merged area, at the next regular school election, or at a special
23 election. If a special election is called, notice shall be pub-
24 lished at least three times, no oftener than once a week, in a
25 newspaper of general circulation within the district.

26 Upon receiving notification from a school board that it
27 is proceeding under the above provisions to join an adjacent
28 merged area, the state board shall stay its attachment proceed-
29 ings until the procedures are completed. If a majority of those
30 voting favors joining any adjacent merged area, the state board
31 shall proceed to attach the district to that merged area."

President Jepsen took the chair at 11:35 a.m.

Consideration of the amendment was temporarily deferred.

Senator Walsh offered the following amendment by Senators
Walsh, Lamborn and Potgeter and moved its adoption:

Amend House File 333, as passed by the House, page 3,
by adding after line 16 the following new section:

"Chapter two hundred eighty A (280A), Code 1966, is
amended by adding the following new section:

'Any merged area shall provide an area vocational school
attendance center within a county of the merged area which
contains a city of fifty thousand population or more as deter-
mined by the most recent federal decennial census.'

The amendment was adopted.

(Consideration of House File 333 pending at recess.)

On motion of Senator Lange, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President pro tempore Lange presiding.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up out of order House File 1315.

House File 1315

On motion of Senator Frey, House File 1315, a bill for an act to legalize payment made for foster home care in Pottawattamie County, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Frey moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1315) the vote was:

Ayes, 36:

Arbuckle	Dodds	Kosek	O'Malley
Bass	Doderer	Kyhl	Orr
Bortell	Erskine	Lamborn	Palmer
Brownlee	Frey	Lange	Potter
Clarke	Frommelt	Lucken	Rigler
Coleman	Gilley	Mowry	Smith
Curran	Glenn	Neu	Stephens
Davis	Hill	Nicholson	Sullivan
DeKoster	Klink	Ollenburg	Van Gilst

Nays, none.

Absent or not voting, 25:

Anderson	Griffin	Messerly	Schaben
Balloun	Hougen	Mogged	Shaff
Briles	Keith	Parker	Shirley
Conklin	Laverty	Potgeter	Thordsen
DeHart	Leonard	Rabedeaux	Walsh
Denman	McGill	Reichardt	Weimer
Gaudineer			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order House File 1314.

House File 1314

On motion of Senator O'Malley, House File 1314, a bill for an act to legalize payment made for foster home care in Woodbury County, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator O'Malley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1314) the vote was:

Ayes, 44:

Arbuckle	Dodds	Kyhl	Orr
Balloun	Doderer	Lamborn	Palmer
Bass	Erskine	Lange	Parker
Bortell	Frey	Laverty	Potgeter
Brownlee	Frommelt	Lucken	Potter
Clarke	Gilley	Mogged	Rigler
Coleman	Glenn	Mowry	Smith
Conklin	Hill	Neu	Stephens
Curran	Keith	Nicholson	Sullivan
Davis	Klink	Ollenburg	Thordsen
DeKoster	Kosek	O'Malley	Van Gilst

Nays, none.**Absent or not voting, 17:**

Anderson	Griffin	Messerly	Shaff
Briles	Hougen	Rabedaux	Shirley
DeHart	Leonard	Reichardt	Walsh
Denman	McGill	Schaben	Weimer
Gaudinear			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

HOUSE AMENDMENTS CONSIDERED**Senate File 534**

Senator Kyhl called up for consideration Senate File 534, a bill for an act relating to highway construction, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 534, line 13, by striking the word "and" and inserting in lieu thereof the word "or".

The Senate concurred in the House amendment.

Senator Kyhl moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 534) the vote was:

Ayes, 43:

Arbuckle	Dodds	Kyhl	Parker
Balloun	Doderer	Lamborn	Potgeter
Bass	Erskine	Lange	Potter
Bortell	Frey	Lucken	Rabedaux
Brownlee	Frommelt	Mogged	Rigler
Clarke	Gilley	Mowry	Schaben
Coleman	Glenn	Neu	Smith
Conklin	Hill	Nicholson	Sullivan
Curran	Hougen	Ollenburg	Thordsen
Davis	Klink	Orr	Van Gilst
DeKoster	Kosek	Palmer	

Nays, 2:

Laverty	O'Malley
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Absent or not voting, 16:

Anderson	Gaudineer	McGill	Shirley
Briles	Griffin	Messerly	Stephens
DeHart	Keith	Reichardt	Walsh
Denman	Leonard	Shaff	Weimer

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 1286

Senator Lamborn called up for consideration Senate File 1286, a bill for an act authorizing capital expenditures by the state highway commission from the primary road fund, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 1286 as follows:

1. Page 1, by striking from line 18, the word "four" and inserting in lieu thereof the word "five".
2. Page 1, by striking from line 20, the word "four" and inserting in lieu thereof the word "five".
3. Page 1, by inserting in line 22, after the first comma the following: "interstate highway thirty-five in Decatur county in the northbound lane,".

The Senate concurred in the House amendment.

Senator Lamborn moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1286) the vote was:

Ayes, 49:

Anderson	Dodds	Kyhl	Palmer
Arbuckle	Doderer	Lamborn	Parker
Balloun	Erskine	Lange	Potgeter
Bass	Frey	Laverty	Potter
Bortell	Frommelt	Lucken	Rabedaux
Briles	Gilley	Mogged	Rigler
Brownlee	Glenn	Mowry	Schaben
Clarke	Griffin	Neu	Smith
Coleman	Hill	Nicholson	Stephens
Conklin	Hougen	Ollenburg	Sullivan
Curran	Klink	O'Malley	Van Gilst
Davis	Kosek	Orr	Walsh
DeKoster			

Nays, none.

Absent or not voting, 12:

DeHart	Keith	Messerly	Shirley
Denman	Leonard	Reichardt	Thordsen
Gaudineer	McGill	Shaff	Weimer

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up out of order Senate File 1301.

Senate File 1301

On motion of Senator Kosek, Senate File 1301, a bill for an act relating to municipal parking facilities, to authorize cities and towns to issue revenue refunding bonds to refund revenue and revenue refunding bonds, or to refund such outstanding bonds and also improve a municipal parking system, was taken up and considered.

Senator Kosek moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1301) the vote was:

Ayes, 51:

Anderson	Doderer	Lange	Potter
Arbuckle	Erskine	Laverty	Rabedeaux
Balloun	Frey	Lucken	Reichardt
Bortell	Frommelt	Mogged	Rigler
Brownlee	Gilley	Mowry	Schaben
Clarke	Glenn	Neu	Shaff
Coleman	Griffin	Nicholson	Smith
Conklin	Hill	Ollenburg	Stephens
Curran	Hougen	O'Malley	Sullivan
Davis	Klink	Orr	Thordsen
DeHart	Kosek	Palmer	Van Gilst
DeKoster	Kyhl	Parker	Walsh
Dodds	Lamborn	Potgeter	

Nays, none.**Absent or not voting, 10:**

Bass	Gaudineer	McGill	Shirley
Briles	Keith	Messerly	Weimer
Denman	Leonard		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Kosek asked and received unanimous consent that **Senate File 1301** be immediately messaged to the House, which request was complied with.

House File 354

On motion of Senator Balloun, House File 354, a bill for an act relating to the state printing department and public printing, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Balloun moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

President Jepsen took the chair at 2:08 p.m.

On the question "Shall the bill pass?" (H.F. 354) the vote was:

Ayes, 53:

Anderson	Erskine	Lange	Potter
Arbuckle	Frey	Lavery	Rabedaux
Balloun	Frommelt	Lucken	Reichardt
Bortell	Gilley	Mogged	Rigler
Brownlee	Glenn	Mowry	Schaben
Clarke	Griffin	Neu	Shaff
Coleman	Hill	Nicholson	Smith
Conklin	Hougen	Ollenburg	Stephens
Curran	Keith	O'Malley	Sullivan
Davis	Klink	Orr	Thordsen
DeHart	Kosek	Palmer	Van Gilst
DeKoster	Kyhl	Parker	Walsh
Dodds	Lamborn	Potgeter	Weimer
Doderer			

Nays, none.

Absent or not voting, 8:

Bass	Denman	Leonard	Messerly
Briles	Gaudineer	McGill	Shirley

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

SPECIAL ORDER CONTINUED

House File 333

The Senate resumed consideration of House File 333 and the Lamborn-Walsh amendment temporarily deferred during the morning session.

Senator Walsh offered the following amendment to the amendment and moved its adoption:

Amend the Lamborn and Walsh amendment to House File 333, filed March 4, 1970, line 5, by inserting after the word "before" the words and figures "April 1, 1971".

The amendment to the amendment was adopted.

Senator Walsh offered the following amendment to the amendment by Senators Walsh and Lamborn and moved its adoption:

Amend the Lamborn-Walsh amendment, filed March 4, 1970, to House File 333, by striking in lines 5 and 6 the following:
 "final attachment is made by the state board,".

The amendment to the amendment was adopted.

On motion of Senator Lamborn, the amendment as amended was adopted.

Senator Frommelt offered the following amendment:

Amend House File 333, page 1, by striking everything after the period following "1971" in lines 8 through 25 and also by striking on page 2, lines 1 through 10 and inserting in lieu thereof the following:

"If any area of this state is not within one of the existing merged areas of this state by January 1, 1971, or is not included in a plan pending before the state board of public instruction under the provisions of this chapter on or before that date, the state board of public instruction shall attach all such areas to an existing merged area or shall form such areas into new merged areas. Such attachment or formation shall become effective by resolution of the board, and by filing notice, if applicable, with the secretary of the school board of the merged areas to which such area is to be attached. Any area included in a merged area plan filed with the state board on or before January 1, 1971, and not becoming a part of a merged area because of the subsequent failure of the plan, shall be attached to an existing merged area by the state board of public instruction. The state board shall, where possible, carry out the provisions of this Act by July 1, 1971, but may defer action as may be necessary. The state board in carrying out the provisions of this Act shall investigate the desires of the residents of the area affected, and obtain the advice and recommendation of the advisory committee. All actions made by the state board shall be accomplished by resolution of the board. Such resolution shall be adopted by roll call vote entered in the minutes of the board and the action of the board shall be final."

Senator Walsh offered the following amendment to the amendment by Senators Walsh and Frommelt and moved its adoption:

Amend the Frommelt amendment, filed March 31, 1970, to House File 333 as follows:

1. Line 6, by striking the word "January" and inserting in lieu thereof the word "April".
2. Line 16, by striking the word "January" and inserting in lieu thereof the word "April".

The amendment to the amendment was adopted.

On motion of Senator Frommelt, the amendment as amended was adopted.

Senator Frommelt asked and received unanimous consent to withdraw the amendment filed by him on March 26, 1970, and found on pages 1085 and 1086 of the Senate Journal.

Senator Frommelt asked and received unanimous consent to with-

draw the amendment to the amendment filed by him on March 30, 1970, and found on page 1104 of the Senate Journal.

Senator Walsh moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 333) the vote was:

Ayes, 51:

Anderson	DeKoster	Lavery	Reichardt
Arbuckle	Dodds	Lucken	Rigler
Balloun	Frey	Mowry	Schaben
Bass	Frommelt	Neu	Shaff
Bortell	Glenn	Nicholson	Shirley
Briles	Griffin	Ollenburg	Smith
Brownlee	Hill	O'Malley	Stephens
Clarke	Hougen	Orr	Sullivan
Coleman	Keith	Palmer	Thordsen
Conklin	Klink	Parker	Van Gilst
Curran	Kosek	Potgeter	Walsh
Davis	Kyhl	Potter	Weimer
DeHart	Lamborn	Rabedeaux	

Nays, 1:

Gilley

Absent or not voting, 9:

Denman	Gaudineer	Leonard	Messerly
Doderer	Lange	McGill	Mogged
Erskine			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Chair announced the special order of business for the consideration of Senate File 1291.

CONSIDERATION OF BILLS

Senate File 1291

On motion of Senator Walsh, Senate File 1291, a bill for an act to establish a private school advisory committee, was taken up and considered.

Senator Doderer offered the following amendment and moved its adoption:

Amend Senate File 1291, page 1, by adding after the period in line 9 the following sentence:

"The term of the members shall be four years."

The amendment was adopted.

Senator Rigler offered the following amendment by Senators Doderer, Davis and Rigler:

Amend Senate File 1291, page 1, as follows:
By striking the sentence beginning in line 9 and ending in line 12.

Senator Doderer moved the adoption of the amendment.

Division was called for.

The amendment was adopted.

Senator Stephens offered the following amendment:

Amend Senate File 1291, line 9, by inserting after the word "Iowa" the words " , no more than two of whom shall be from the same religious denomination".

Senator Stephens moved the adoption of his amendment and called for a division.

The amendment lost.

Senator Walsh moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1291) the vote was:

Ayes, 42:

Anderson	Doderer	Lavery	Potgeter
Balloun	Erskine	Lucken	Reichardt
Bortell	Frey	Mogged	Rigler
Briles	Frommelt	Mowry	Schaben
Brownlee	Gaudineer	Neu	Shaff
Clarke	Glenn	Nicholson	Shirley
Coleman	Griffin	O'Malley	Sullivan
Conklin	Keith	Orr	Van Gilst
Davis	Klink	Palmer	Walsh
DeKoster	Kyhl	Parker	Weimer
Dodds	Lamborn		

Nays, 10:

Bass	Hill	Ollenburg	Smith
DeHart	Hougen	Potter	Stephens
Gilley	Kosek		

Voting present, 1:

Arbuckle

Absent or not voting, 8:

Curran	Lange	McGill	Rabedeaux
Denman	Leonard	Messerly	Thordsen

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Walsh asked and received unanimous consent that **Senate**

File 1291 be immediately messaged to the House, which request was complied with.

MOTION TO RECONSIDER

Senator Frommelt moved to reconsider the vote by which House File 333 passed the Senate, which motion prevailed.

Senator Walsh moved to reconsider the vote by which House File 333 went to its last reading, which motion prevailed.

CONSIDERATION OF BILLS

House File 333

On motion of Senator Walsh, House File 333, a bill for an act requiring all counties to become part of a merged area, was taken up for further consideration.

Senator Lamborn moved to reconsider the vote by which the Lamborn-Walsh amendment as amended was adopted, which motion prevailed.

Senator Lamborn offered the following amendment to the amendment by Senators Lamborn and Walsh and moved its adoption:

Amend the Lamborn-Walsh amendment, filed March 4, 1970, to House File 333, by striking lines 2, 3, and 4 and inserting in lieu thereof the following: "inserting after line 10 the following new paragraphs:".

The amendment to the amendment was adopted.

On motion of Senator Lamborn, the amendment as amended was adopted.

Senator Walsh moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 333) the vote was:

Ayes, 52:

Anderson	Dodds	Kyhl	Potgeter
Arbuckle	Doderer	Lamborn	Potter
Balloun	Erskine	Laverty	Reichardt
Bass	Frey	Lucken	Rigler
Bortell	Frommelt	Mogged	Schaben
Briles	Gaudineer	Mowry	Shaff
Brownlee	Glenn	Neu	Shirley
Clarke	Griffin	Nicholson	Smith
Coleman	Hill	Ollenburg	Stephens
Conklin	Hougen	O'Malley	Sullivan
Curran	Keith	Orr	Van Gilst
Davis	Klink	Palmer	Walsh
DeHart	Kosek	Parker	Weimer

Nays, 1:

Gilley

Absent or not voting, 8:

DeKoster
Denman

Lange
Leonard

McGill
Messerly

Rabedeaux
Thordsen

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

SENATE FILE WITHDRAWN

Senator Anderson asked and received unanimous consent that **Senate File 1290** be withdrawn from further consideration of the Senate.

HOUSE AMENDMENT CONSIDERED

Senate File 665

Senator Clarke called up for consideration Senate File 665, a bill for an act relating to residency requirements for elections; compensation and training of election workers; the use of voters' oaths, affidavits, and declarations; the qualification and certification of candidates of nonparty political organizations; voter registration; the use of serial numbers on applications for absentee ballots and ballot envelopes; absentee ballots for servicemen; the prohibition of the solicitation and notarization of absentee ballots by governmental employees; the review and use of voters' lists; the time of election filings; calling district conventions after resignation of candidates; polling places; the resignation of candidates; and administration of the election laws by the secretary of state, and the House amendment found on pages 889-900, inclusive, of the 1970 Senate Journal.

Senator Clarke offered the following amendment to the House amendment and moved its adoption:

Amend the House amendment to Senate File 665 as follows:

Strike all of lines two hundred five (205) through two hundred seven (207) and insert the following:

"The voter's declaration of eligibility shall constitute a certificate of registration for the purposes of this chapter provided he has otherwise complied with section forty-nine point seventy-eight (49.78) of the Code."

The amendment to the House amendment was adopted.

Senator Messerly offered the following amendment to the House amendment by Senators Messerly and Conklin:

1 Amend the House amendment to Senate File 665 as follows:

Division 1

2 1. Line sixty-one (61), strike "two dollars" and insert

3 "one dollar and sixty cents".

4 2. Line two hundred fifty-seven (257), strike "two dollars"
5 and insert "one dollar and sixty cents".

6 3. Line four hundred fifteen (415), strike "two dollars"
7 and insert "one dollar and sixty cents".

8 4. Line four hundred twenty-nine (429), strike "two dollars"
9 and insert "one dollar and sixty cents".

Division 2

10 5. Lines two hundred seventy-seven (277) and two hundred
11 seventy-eight (278), strike "two hundred" and insert "four
12 hundred".

Senator Glenn called for a division of the amendment to the amendment; lines 2 through 9 to be considered as division 1; lines 10, 11 and 12 as division 2.

Senator Rigler raised a point of order on division 1 of the amendment to the amendment for the reason that the subject matter had previously been rejected by the Senate.

The Chair ruled the point well taken and division 1 of the amendment to the amendment out of order.

Senator Kyhl took the chair at 4:00 p.m.

Senator Messerly moved the adoption of division 2 of the amendment to the House amendment and called for a division.

Division 2 of the amendment to the amendment was adopted.

Senator Gaudineer offered the following amendment to the House amendment:

Amend the House amendment to Senate File 665, as passed by the Senate, by inserting after line 599 the following new section:

Sec. 55. Section forty-three point ninety-one (43.91), Code 1966, is hereby amended as follows:

1. By striking from line two (2) the words "an eligible voter" and by inserting in lieu thereof the words "eighteen years of age, or older,".

2. By inserting in line ten (10) after the period the following new sentence:

"A person elected precinct committeeman or committeewoman or as a voting delegate to a county, district, state, and national convention shall be eighteen years of age, or older, and be a resident of the respective precinct, county, district or state from which elected."

Senator Gaudineer offered the following amendment to his amendment and moved its adoption:

Amend the Gaudineer amendment to the House amendment to Senate File 665, line 2, by striking the figures "599" and inserting in lieu thereof the figures "597".

The amendment to his amendment was adopted.

Senator Gaudineer moved the adoption of his amendment as amended and requested a roll call.

On the question "Shall the Gaudineer amendment to the House amendment, as amended, be adopted?" (S.F. 665) the vote was:

Rule 24 was invoked.

Ayes, 14:

Brownlee	Doderer	O'Malley	Shirley
Coleman	Frommelt	Orr	Walsh
Denman	Gaudineer	Palmer	Weimer
Dodds	Glenn		

Nays, 39:

Anderson	Erskine	Lamborn	Potgeter
Arbuckle	Frey	Laverty	Potter
Balloun	Gilley	Lucken	Rabedeaux
Bortell	Griffin	Messerly	Rigler
Briles	Hill	Mogged	Shaff
Clarke	Hougen	Mowry	Smith
Conklin	Keith	Neu	Stephens
Davis	Klink	Nicholson	Sullivan
DeHart	Kosek	Ollenburg	Thordsen
DeKoster	Kyhl	Parker	

Absent or not voting, 8:

Bass	Lange	McGill	Schaben
Curran	Leonard	Reichardt	Van Gilst

The amendment to the House amendment lost.

Senator Glenn asked and received unanimous consent to withdraw the amendment to the House amendment filed by him on March 17, 1970, and found on page 924 of the Senate Journal.

Senator Glenn offered the following amendment to the House amendment:

Amend the House amendment to Senate File 665, as passed by the Senate, as follows:

1. By inserting following line 570 the following new section:

Section fifty-three point fifteen (53.15), Code 1966, is hereby amended as follows: By inserting in line six (6) after the period the following new sentences:

"Absentee ballots shall be marked by pen. Any such ballots marked by pencil or other non-permanent marking shall be invalid."

2. By renumbering the subsequent sections.

Senator Glenn moved the adoption of the amendment to the House amendment and requested a roll call.

On the question "Shall the Glenn amendment to the House amendment be adopted?" (S.F. 665) the vote was:

Ayes, 14:

Coleman	Frommelt	Nicholson	Palmer
Conklin	Gaudineer	O'Malley	Shirley
Dodds	Glenn	Orr	Weimer
Doderer	Hill		

Nays, 39:

Anderson	DeKoster	Lamborn	Potter
Arbuckle	Denman	Laverty	Rabedaux
Balloun	Erskine	Lucken	Rigler
Bortell	Frey	Messerly	Shaff
Briles	Gilley	Mogged	Smith
Brownlee	Hougen	Mowry	Stephens
Clarke	Keith	Neu	Sullivan
Curran	Klink	Ollenburg	Thordsen
Davis	Kosek	Parker	Walsh
DeHart	Kyhl	Potgeter	

Absent or not voting, 8:

Bass	Lange	McGill	Schaben
Griffin	Leonard	Reichardt	Van Gilst

The amendment to the House amendment lost.

Senator Orr asked and received unanimous consent to withdraw the amendment to the House amendment filed on March 18, 1970, and found on page 944 of the Senate Journal.

Senator Orr offered the following amendment to the House amendment:

- 1 Amend the House amendment, appearing on pages 889 through
- 2 900, inclusive, of the Senate Journal, to Senate File 665, as
- 3 amended and passed by the House, by inserting after line 597
- 4 the following new sections:
- 5 Sec. 56. Section forty-three point eighty-three (43.83),
- 6 Code 1966, as amended by House File 1020, passed by the Sixty-
- 7 third General Assembly, Second Session, is hereby further
- 8 amended by inserting in line seven (7) after the word "com-
- 9 mittee" the words "not less than twenty-five days prior to the
- 10 date set for the special election".
- 11 Sec. 57. Section forty-three point eighty-seven (43.87),
- 12 Code 1966, is hereby amended by inserting at the end thereof
- 13 the following new paragraph:
- 14 "Nominations occasioned by a vacancy in an office shall
- 15 be filled not less than twenty-five days prior to the date set
- 16 for the special election."
- 17 Sec. 58. Section forty-three point eighty-eight (43.88),
- 18 Code 1966, is hereby amended as follows:
- 19 1. By striking from lines two (2) and three (3) the words
- 20 "made in case of vacancies, and nominations".
- 21 2. By inserting at the end thereof the following new para-
- 22 graph:
- 23 "Nominations made to fill vacancies at a special election

24 shall be certified to the proper official not less than twenty
25 days prior to the date set for the special election."

26 Sec. 59. Section sixty-nine point fourteen (69.14), Code
27 1966, is hereby amended as follows:

28 1. By striking from line seven (7) the word "such".

29 2. By striking lines eight (8) and nine (9) and inserting
30 in lieu thereof the words ", not later than five days from the
31 date the vacancy exists, a special election, giving not less
32 than forty days notice of such election."

33 Sec. 60. House File 1020, section seven (7), Acts
34 of the Sixty-third General Assembly, Second Session,
35 which repealed and reenacted section forty-three point
36 eighty-four (43.84), Code 1966, is hereby amended by in-
37 serting after the period at the end of the first numbered
38 paragraph the following new sentence:

39 "Nominations made to fill vacancies at a special
40 election by the central committee shall be made not less
41 than twenty-five days prior to the date set for the special
42 election."

Consideration of the Orr amendment to the House amendment was temporarily deferred for the preparation of an amendment to the amendment.

Senator Gaudineer offered the following amendment to the House amendment and moved its adoption:

Amend the House amendment to Senate File 665 by numbering properly and adding the following new section after line 597:

Chapter sixty (60), Code 1966, is hereby amended by adding a new section as follows:

"The contestant shall file in the office of the clerk of the supreme court a bond, with security to be approved by the clerk of the supreme court, in such amount as shall be set by the presiding judge of the court, conditional to pay all costs in case the election be confirmed or the contest dismissed. The presiding judge shall further set the date upon which the required bond shall be filed. If the required bond is not filed by the date set, the contest shall stand dismissed by operation of law."

The amendment to the amendment was adopted.

Senator Anderson offered the following amendment to the House amendment by Senators Anderson, et al.:

Amend the House amendment to Senate File 665 by inserting after line 597 a new section as follows:

"The provisions of this section shall apply only for the purposes of voting, registration for voting, and the election laws of this state.

A person attending any educational institution or living in the general vicinity of an educational institution with the intent of resuming his studies there, or a member of the armed forces of the United States on active duty, or

a person living in a place for any other purpose which indicates a temporary presence, is presumed not to be a resident of the place where he is living during such activity or for such purpose. This section does not apply to a person whose residence was already established in such place before he began such activity or acquired such purpose.

The presumption stated in this section may be overcome by clear and convincing evidence. The burden of proof shall be on the person attempting to overcome the presumption."

Senator Coleman raised a point of order on the amendment to the House amendment for the reason that the same subject matter had been rejected by the House.

The Chair ruled the point not well taken and the amendment to the amendment in order.

Senator Anderson moved the adoption of the amendment to the amendment and requested a roll call.

On the question "Shall the Anderson, et al., amendment to the House amendment be adopted?" (S.F. 665) the vote was:

Rule 24 was invoked.

Ayes, 33:

Anderson	Erskine	Kyhl	Ollenburg
Arbuckle	Gilley	Lamborn	Parker
Balloun	Glenn	Laverty	Rabedeaux
Bass	Hill	Lucken	Shaff
Bortell	Hougen	Messerly	Smith
Briles	Keith	Mogged	Stephens
Conklin	Klink	Mowry	Sullivan
Curran	Kosek	Nicholson	Thordsen
DeHart			

Nays, 21:

Brownlee	Dodds	O'Malley	Rigler
Clarke	Doderer	Orr	Shirley
Coleman	Frommelt	Palmer	Van Gilst
Davis	Gaudineer	Potgeter	Walsh
DeKoster	Neu	Potter	Weimer
Denman			

Absent or not voting, 7:

Frey	Lange	McGill	Schaben
Griffin	Leonard	Reichardt	

The amendment to the House amendment was adopted.

Senator Glenn moved to reconsider the vote by which the Anderson, et al., amendment to the House amendment was adopted by the Senate.

(Consideration of the House amendment to Senate File 665 pending on adjournment.)

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File 448, a bill for an act relating to the payment of recording fees by the State of Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 581, a bill for an act relating to municipal utility retirement systems.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1188, a bill for an act relating to required eye safety equipment used in schools.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1275, a bill for an act relating to deposits of public funds in banks.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1333, a bill for an act relating to the sale on Sunday of vehicles without motive power.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1048, a bill for an act relating to township halls.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1152, a bill for an act relating to copies of an enforcement officer's report of a motor vehicle accident.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1181, a bill for an act relating to driver license fees and their renewal.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 1048

Amend Senate File 1048 by adding thereto the following new section:

Sec. 4. Chapter three hundred sixty (360), Code 1966, is hereby amended by adding thereto the following:

Any real estate, including improvements thereon, situated wholly outside of a city or town, owned by a township and heretofore used for township purposes and which is no longer necessary for township purposes, shall revert to the present owner of the tract from which the same was taken, provided that said owner of the tract last aforesaid shall, within the time hereinafter prescribed, pay the value thereof to

the township clerk. In the event the township trustees and said owner of the tract from which such real property was taken do not agree as to the value of such property and improvements thereon, the township clerk shall, on written application of either party, appoint three disinterested residents of the township to appraise such property and improvements thereon.

The township clerk shall give notice to said trustees and said owner of the time and place of making such appraisal, which notice shall be served in the same manner and for the same time as for the commencement of action in the district court. Such appraisers shall inspect the real estate and improvements and, at the time and place designated in the notice, appraise the same in writing, which appraisal, after being duly verified, shall be filed with the township clerk.

If the present owner of the tract from which said site was taken fails to pay the amount of such appraisal to such township within twenty days after the filing of same with the township clerk, the township trustees may sell said site, including any improvements thereon, to any person at the appraised value, or may sell the same at public auction for the best bid.

Any real estate, including improvements thereon, situated within a city or town, owned by a township and heretofore used for township purposes and which is no longer necessary for township purposes, may be sold by the township trustees at public auction for the best bid.

The township trustees in the case of joint ownership, in conjunction with any city or town authorities, shall not sell such real estate including improvements thereon unless the city or town authorities concur in such sale. The proceeds of such sale of jointly owned real estate including improvements located thereon shall be prorated between the township and the city or town on the basis of their respective contribution to the acquisition and maintenance of such property.

Sales at public auction contemplated herein shall be made only after the township trustees advertise for bids for such property. Such advertisement shall definitely describe said property and be published by at least one insertion each week for two consecutive weeks in some newspaper having general circulation in the township.

The township trustees shall not, prior to two weeks after the said second publication, nor later than six months after said second publication, accept any bid. The township trustees may accept only the best bid received prior to acceptance. The township trustees may decline to sell if all the bids received are deemed inadequate.

HOUSE AMENDMENT TO SENATE FILE 1152

Amend Senate File 1152 by striking lines eight (8) and nine (9) and inserting in lieu thereof "words 'of two dollars for'."

HOUSE AMENDMENT TO SENATE FILE 1181

Amend Senate File 1181, as passed by the Senate and reprinted, as follows:

1. Page 1, by striking lines 3 through 13, inclusive, and inserting in lieu thereof the following:

Section 1. Section three hundred twenty-one point one hundred ninety-one (321.191), Code 1966, is repealed and the following enacted in lieu thereof:

"The fee for an operator's license shall be five dollars if issued for a period of two years, and ten dollars if issued for a period of four years. The fee for a chauffeur's license shall be ten dollars if issued for a period of two years, and twenty dollars if issued for a period of four years. The fee for an instruction permit shall be three dollars and for a temporary driver's permit, five dollars."

2. Page 2, by striking lines 5, 6, and 7 and inserting in lieu thereof the words "if the licensee is between the age of twenty-one and sixty-five years on the date of issuance of the license, otherwise for a period of two years".

3. Page 2, by striking lines 8 through 11, inclusive, and inserting in lieu thereof the following:

5. By inserting after the period in line fourteen (14) the following new sentence:

"Applicants whose licenses are restricted due to vision or other physical deficiencies may be required to renew their licenses every two years."

4. Page 2, by striking lines 19 through 22, inclusive, and inserting in lieu thereof the following:

2. By inserting in line three (3) after the period the following new sentence:

"However, if the licensee is sixty-five years of age or older on the date of issuance of the license, such license shall be issued to be valid for two years."

5. Page 2, by striking all of section 4, and renumbering the remaining sections.

6. Page 2, by striking lines 27 through 35, and on page 3, all of lines 1 through 18.

7. Page 3, by inserting after line 18 the following section:

Sec. 4. Section three hundred twenty-one point one hundred eighty-four (321.184), Code 1966, is hereby amended by striking lines five (5) through eleven (11), inclusive, and inserting in lieu thereof the words "shall contain the verified consent and confirmation of applicant's birthday by both the father and mother of applicant, or the parent having custody in the event of the legal separation or the death of one parent; if neither parent is living, the guardian or other person having custody, or the employer, of such minor may consent. Officers and employees of the department are hereby authorized to administer such oaths without charge."

8. By renumbering the subsequent sections.

9. Page 3, line 25, by striking the words "one-year probationary" and inserting in lieu thereof the word "restricted".

10. Page 3, line 26, by inserting after the word "safety" the following: "which license shall entitle the holder thereof, while having such license in his immediate possession, to operate a motor vehicle over the most direct and accessible route between the licensee's residence and his place of employment".

11. Page 3, by adding the following new section after line 26:

Sec. 7. Any person who re-enters any private or public school prior to age eighteen shall be required to attend an approved drivers education course.

HOUSE MESSAGES CONSIDERED

House File 448, a bill for an act relating to the payment of recording fees by the State of Iowa.

Read first time and **passed on file**.

House File 581, a bill for an act relating to municipal utility retirement systems.

Read first time and **passed on file**.

House File 1188, a bill for an act relating to required eye safety equipment used in schools.

Read first time and **passed on file**.

House File 1275, a bill for an act relating to deposits of public funds in banks.

Read first time and **passed on file**.

House File 1333, a bill for an act relating to the sale on Sunday of vehicles without motive power.

Read first time and **passed on file**.

INTRODUCTION OF BILL

Senate File 1314, by committee on law enforcement, a bill for an act relating to permits for large assemblages.

Read first time and **placed on calendar**.

BILLS ASSIGNED TO COMMITTEE

President Jepsen announced the assignment of the following bills to committee:

H. F. 241 Appropriations

H. F. 1283 Social services

H. F. 1325 Conservation and recreation

BILLS SENT TO THE GOVERNOR

Senator Mogged, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 31st day of March, 1970, sent to the Governor for his approval: Senate Files 178, 300, 568, 588, 645, 1062, 1122, 1135, 1162 and 1189.

CHARLES G. MOGGED, Chairman

Passed on file.

REPORTS OF COMMITTEES

Senator DeKoster submitted the following report:

MR. PRESIDENT: Your committee on judiciary, to which was referred **Senate Concurrent Resolution 106**, a concurrent resolution to create a study committee for a comprehensive study of the penal and correctional system of Iowa, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Senator Kyhl submitted the following report:

MR. PRESIDENT: Your committee on law enforcement, to which was referred **House File 1329**, a bill for an act to prohibit false reports and information regarding crimes and accidents, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:***

Amend House File 1329, page 1, as follows:

1. Line 5, by striking the words "crime or" and inserting in lieu thereof the words "a crime, a fire, or an".
2. Line 6, by striking the words "or other person" and by inserting in lieu thereof the words ", physician, hospital, ambulance service, or fire department".
3. By striking line 10 and inserting in lieu thereof the following words "a crime, a fire, or an accident to any peace officer, physician, hospital, ambulance service, or fire department knowing".
4. By striking lines 18 through 22, inclusive.
5. By striking line 2 and inserting in lieu thereof the following: "crimes, fires, and accidents and providing a penalty for violations."

VERNON H. KYHL, Chairman

Ordered passed on file.

*Denotes a unanimous committee vote.

AMENDMENTS FILED

- 1 Amend Senate File 535 as follows:
- 2 1. By striking all after the enacting clause and inserting in
- 3 lieu thereof the following:
- 4 Section 1. For the purposes of this Act:
- 5 1. "State board" means the state board of public instruc-
- 6 tion.

7 2. "Superintendent" means the superintendent of public
8 instruction.

9 3. "Merged area" means an area established pursuant to
10 chapter two hundred eighty A (280A) of the Code.

11 4. "Area system" means the area educational service sys-
12 tem.

13 5. "Area board" means the board of directors of the area
14 system.

15 6. "Administrator" means the administrator of the area
16 board.

17 7. "Department" means the department of public instruc-
18 tion.

19 8. "Area" means the area comprising the area system con-
20 terminous with the merged area.

21 Sec. 2. There is hereby established in each merged area
22 of the state, an area system which shall have a conterminous
23 boundary with the merged area. The area system shall be ad-
24 ministered by an area board, which shall furnish educational
25 services and programs for public elementary, secondary, and
26 special education to local school districts located within the
27 area system. The area system shall be a part of the school
28 system of the state, and each area system shall include all of
29 the local school districts within its boundary. Each area
30 system shall be identified by the same numerical designator
31 as the merged area with which it is conterminous.

32 Sec. 3. Each area system shall be divided into director
33 districts which shall be conterminous with the director dis-
34 tricts of the merged area.

35 Sec. 4. Each area system shall be governed by an area
36 board composed of one director from each director district.
37 A director of an area board shall be a resident of the direc-
38 tor district from which he is elected and shall be a qualified
39 elector. Directors of the area board shall be chosen at the
40 annual school elections for directors whose terms expire on
41 the first Monday in October following such elections. The
42 term of office of directors of an area board shall be three
43 years, except that directors of the initial area board shall
44 determine their terms by lot so that the terms of one-third
45 of the directors as nearly as may be, shall expire on the first
46 Monday in October of each succeeding year. Vacancies on the
47 area board which occur more than ninety days prior to the next
48 annual school election shall be filled at the next regular
49 meeting of the area board by appointment by the remaining di-
50 rectors of the area board. A director so appointed shall be
51 a resident of the director district in which the vacancy oc-
52 curred and shall serve until the next annual school election,
53 at which election a director shall be elected to fill the va-
54 cancy for the remainder of the unexpired term. The provisions
55 of section two hundred seventy-seven point twenty-nine (277.29)
56 of the Code shall apply to this Act. Members, officers, and
57 employees of the board of directors of the conterminous merged
58 area, or local school boards located within the area system,
59 shall not be eligible to serve on the area board during their
60 term of office or employment.

61 Sec. 5. Nomination papers on behalf of a candidate for
62 director of the area board shall be filed with the administra-

63 tor not more than forty-five days, nor less than twenty days
64 prior to the election. Each candidate shall be nominated by
65 filing a petition signed by not less than twenty-five quali-
66 fied electors from the director district from which a director
67 is to be elected. The petition shall identify the director
68 district from which a director is to be elected, the office to
69 which he is to be elected, the name of the candidate, and that
70 he is a resident and elector in the named director district
71 and eligible to serve in the office if elected. Signers of
72 the petition shall, in addition to signing their names, indi-
73 cate their residence including street and number, if any, the
74 school district in which they reside, and the date of signing.
75 Each nomination paper shall have appended to it an affidavit
76 of an elector other than the candidate in substantially the
77 form provided in section forty-three point seventeen (43.17)
78 of the Code, except as to the party affiliation.

79 Sec. 6. The area board shall cause to be printed the bal-
80 lots for the election of directors of the area board, and not
81 later than five days before the election shall deliver to the
82 secretaries of the local school districts a sufficient number
83 of ballots for use of the electors in the local school districts.
84 The ballots shall be printed and shall contain the names of all
85 nominees for each particular director district arranged in al-
86 phabetical order by surname under the heading of the particular
87 director district from which a director is to be elected.

88 The area board shall provide a sufficient number of forms
89 on which the judges and clerks of election shall make returns
90 to the secretary of the local school district, and upon which
91 the secretary shall make returns to the area board.

92 Sec. 7. The secretary in each local school district shall
93 give notice of the election at the same time and in the same
94 manner as notice is provided for the election of the local
95 school district directors. The expense of such notice shall
96 be paid by the local school district.

97 Sec. 8. The ballots cast at any election for area board
98 directors of the area board shall be counted by the judges of
99 election and return shall be made by the judges on forms pro-
100 vided to the secretary of the local school district within
101 forty hours after the closing of the polls. Within five days
102 following the election, the secretary of each local school
103 district shall make return of the votes cast in the local
104 school district to the area board. The area board shall meet
105 on the last Monday in September, canvass the vote, and issue
106 certificates of election.

107 Sec. 9. The newly-elected directors shall qualify by tak-
108 ing the oath of office prescribed in section sixty-three point
109 ten (63.10) of the Code, but shall not be required to give bond.
110 They shall serve without compensation, but shall be paid their
111 actual and necessary expenses including travel in performing
112 their duties. All such claims shall be audited by the area
113 board and paid from the area system fund. Travel by private
114 automobile shall be reimbursed as provided in section seventy-
115 nine point nine (79.9) of the Code.

116 Sec. 10. The first election under the provisions of this
117 Act shall be held in 1971 at the time of the annual school elec-
118 tion in each merged area. For the initial election the election

119 duties of the administrator shall be performed by the secretary
120 of the board of directors of the merged area, and the election
121 duties of the area board shall be performed by the board of di-
122 rectors of the merged area. Meetings of the area board until
123 such time as the area board has acquired its own meeting place
124 shall be held at the meeting place of the merged area board.

125 Sec. 11. County and joint county boards of education and
126 county and joint county school systems located within the terri-
127 tory of an area system shall continue to function until July 1,
128 1972. The area board shall meet with the county or joint county
129 boards within the area system and shall arrange for an orderly
130 transfer of records, assets, and liabilities from the county or
131 joint county systems to the area system. If the boundary of an
132 area system includes a portion of a county or joint county sys-
133 tem, the county or joint county boards shall divide the assets
134 and liabilities within the county or joint county system accord-
135 ing to the value of the taxable property of the county or joint
136 county system within the boundary of the area systems. County
137 and joint county school systems shall cease to exist on July
138 1, 1972 and all offices and employment in such county or joint
139 county systems shall terminate. The board of directors of the
140 merged area and its personnel, and the respective county and
141 joint county boards and their personnel, shall cooperate with
142 the area board and assist in the preparation of an area system
143 budget, the recruitment of personnel, and other necessary pre-
144 liminary matters so that the area system may commence efficient
145 functioning on July 1, 1972. Offices and other facilities fur-
146 nished by the county to a county or joint county board shall
147 remain available for use by the area board for such period of
148 time as the area board deems necessary. Prior to July 1, 1972
149 the area board may appoint officers and employ other personnel
150 for terms of office or employment to commence July 1, 1972.

151 Sec. 12. The area board shall meet and organize on the
152 first Monday in October in each year by electing a president
153 and such other officers as the area board may deem necessary.
154 The area board shall appoint a treasurer who shall give bond in
155 accordance with section two hundred ninety-one point two (291.2)
156 of the Code, and who shall receive such salary and expenses as
157 shall be set by the area board. The area system treasurer shall
158 perform duties in accordance with chapter two hundred ninety-
159 one (291) of the Code, and such additional duties as the area
160 board deems necessary. The frequency of meetings other than the
161 organization meeting shall be determined by the area board, but
162 the president or a majority of the directors may call a special
163 meeting at any time.

164 Sec. 13. An area system is a body corporate and politic
165 for the purpose of exercising powers granted by this Act or
166 powers reasonably and necessarily incident thereto. An area
167 system may sue and be sued; acquire and hold property by lease,
168 purchase, condemnation, or gift.

169 Sec. 14. The provisions of chapter twenty-four (24) of
170 the Code shall apply to area systems, and the fiscal year for
171 area systems shall correspond to the fiscal year for local
172 school districts. The area board shall prepare an annual bud-
173 get for the fiscal year commencing July 1, 1972 and each year
174 thereafter. The county or joint county boards comprising an

175 area system shall make adequate provision in their budgets to
176 assure effective functioning of the area system for the period
177 of time prior to the collection and availability of tax revenue
178 under the initial budget of the area system. The budget docu-
179 ment shall be prepared on forms prescribed by the state comp-
180 troller and certified to the respective county auditors of
181 counties located in whole or in part within the boundary of
182 the area system in the manner prescribed by the state comptrol-
183 ler. The proceeds of taxes levied and collected pursuant to
184 such budget shall be paid by the county treasurer to the trea-
185 surer of the area system in the same manner as tax proceeds are
186 paid to treasurers of local school districts. Funds received
187 by the area system shall be deposited in an area system fund.

188 Sec. 15. The area board shall have the following powers
189 and duties to:

190 1. Appoint an administrator, as provided in section six-
191 teen (16) of this Act, and such number of deputy administrators
192 as may be deemed necessary. The area board shall fix the sal-
193 ary and conditions of employment of such officers, which may
194 include reasonable and necessary expenses, vacation, and sick
195 leave. The area board shall designate one deputy as principal
196 deputy for the purpose of exercising the powers and duties of
197 the administrator during the absence or disability of the ad-
198 ministrator and to act as interim administrator during any va-
199 cancy in the office of administrator.

200 2. Select an area attendance officer, if deemed expedient,
201 on recommendation of the administrator, and fix his salary, ex-
202 penses, and working conditions. The attendance officer shall
203 have the same authority throughout the area system as is con-
204 ferred by law upon county attendance officers within counties.

205 3. Approve the curriculum as recommended by the adminis-
206 trator in conformity with minimum standards prescribed by law
207 and the rules of the state board.

208 4. Purchase, sell, rent, or loan textbooks as provided
209 in chapter three hundred one (301) of the Code and serve as a
210 central depository and purchasing agent for books and instruc-
211 tional aids for local school districts within the area system
212 requesting such service.

213 5. Perform the functions, duties, and services relating
214 to the purchase of books or establishment of a central library
215 service for the local school districts within the area system,
216 in accordance with chapter two hundred ninety-two (292) of the
217 Code.

218 6. Purchase supplies and other materials necessary for
219 efficient functioning of the office.

220 7. Enforce public school transportation laws and rules
221 of the department in all local school districts within the area
222 system.

223 8. Act with the administrator as an appeal board for all
224 local school districts of the area system in all matters prop-
225 erly brought before it. Any matter which by law may properly
226 be brought before a county board of education is deemed a
227 proper matter for the appeal board.

228 9. Cooperate with federal, state, and local governmental
229 agencies and with the local school officers in territory adja-
230 cent to but outside the area system in all matters relating to

231 the improvement of the educational program, when deemed expedi-
232 ent.

233 10. At the regular or special meeting held between July
234 1 and July 15, approve an annual budget and certify to the re-
235 spective county auditors the estimates of the amounts needed.
236 A board of supervisors of a county which has taxable property
237 within the area system shall levy a tax, not to exceed two and
238 one-half mills on the taxable property within the area system.

239 11. At each meeting of the area board, audit all bills
240 and claims which, upon approval, shall be paid by the treasurer
241 on warrants written by the administrator or his designee and
242 countersigned by the president of the area board, from the area
243 system fund. All regular employees of the area system shall be
244 paid at such intervals as the area board may by rule provide.

245 12. With the assistance of the administrator and coopera-
246 tion of the local school boards within the area system, plan
247 and supervise the orderly reorganization of local school dis-
248 tricts. No reorganization plan shall be submitted to electors
249 within an area system until it has been approved by the area
250 board.

251 13. Publish annually in one or more newspapers of general
252 circulation in the area system a list of bills and claims al-
253 lowed, with the name of each individual receiving such payment,
254 the amount thereof, and the reason therefor.

255 14. Exercise all powers and carry out all duties imposed
256 on county boards of education by statute.

257 Sec. 16. The area board may:

258 1. Provide adequate office, service center, and adminis-
259 trative facilities by lease, purchase, condemnation, or other-
260 wise, subject to the approval of the state board. Leases may
261 be for a period not to exceed ten years.

262 2. Appoint such advisory committees as it may deem neces-
263 sary.

264 3. Subject to approval by the state board, provide courses
265 and services for the physically, mentally, or educationally
266 handicapped; provide special and remedial courses and services,
267 educational television, vocational rehabilitation training cen-
268 ters, and workshops; lease for a period not to exceed ten years,
269 purchase, condemn, receive by gift, operate, and maintain fa-
270 cilities and buildings deemed necessary to provide authorized
271 or required courses and services, and administer such programs.

272 4. Make application for, accept, and expend state and
273 federal funds that are available for programs of educational
274 benefit approved by the state board and shall cooperate with
275 the state board, in accordance with federal-state plans or
276 state board rules and policies in the administration of pro-
277 grams.

278 5. Establish an administrative or data processing center
279 and furnish needed administrative services and perform statisti-
280 cal services, reports, surveys, warrant writing and other
281 duties for the area system and local school districts within
282 the area system. The area board may by agreement make such
283 facilities and equipment available to the conterminous merged
284 area for the performance of such services and for instruction
285 of students of merged areas. It may also furnish such services
286 to other educational agencies located outside the area system,

287 but shall collect the reasonable cost of such services which
288 shall be deposited in the area system fund.

289 Sec. 17. Each area board shall appoint an administrator
290 whose term of office shall be for three years, from the July
291 first following his appointment and until his successor is ap-
292 pointed and qualified. The first regular term under the pro-
293 visions of this Act shall begin July 1, 1972. The president
294 of the area board shall certify the appointment to each of the
295 respective county auditors within the area system, to the sec-
296 retary of state, and to the superintendent.

297 Sec. 18. The administrator, his principal deputy, and such
298 other deputies as the area board shall appoint, shall qualify by
299 subscribing to the statutory oath prescribed in section sixty-
300 three point ten (63.10) of the Code and by filing with the area
301 system treasurer a bond in such amount as may be prescribed by
302 the area board.

303 Sec. 19. Each administrator and deputy administrator shall
304 possess a post baccalaureate degree conferred by an accredited
305 institution of higher learning or recognized professional school
306 and shall possess a current valid certificate issued by the state
307 board. Each administrator shall have had at least five years em-
308 ployment in a supervisory capacity. Deputies shall have had at
309 least two years employment in a supervisory capacity.

310 Sec. 20. Vacancies in the office of administrator shall
311 be filled for the unexpired term by the area board in the same
312 manner in which the original appointment was made.

313 Sec. 21. The administrator, under the direction of the
314 area board, shall exercise the following powers and duties to:

315 1. Act as secretary and executive officer of the area
316 board.

317 2. Preside at the annual organization meeting of the area
318 board and transmit to the superintendent within two weeks fol-
319 lowing the meeting a certified copy of the proceedings of or-
320 ganization, including the schedule of regular meetings and the
321 names and addresses of all area system officers.

322 3. Attend all regular and special meetings of the area
323 board, when so required by the area board, and advise the area
324 board on all questions under consideration.

325 4. Record all proceedings and official actions of the
326 area board and keep such other records as may be necessary for
327 complete information regarding the local school districts in
328 the area system.

329 5. Act as the custodian of records, reports, documents,
330 correspondence, educational equipment and supplies, and other
331 property, and maintain inventories and indices thereof.

332 6. Advise and counsel boards of directors of local school
333 districts concerning their immediate problems and the general
334 development of a long range plan of education.

335 7. Visit and inspect the schools within the area system
336 and report his findings as to adequacy of plant and equipment,
337 quality of instruction, and compliance with minimum standards
338 set by statutes and rules, to the area board and the state
339 board. The administrator may also visit and report upon schools
340 at the request of the directors of the local school district or
341 the superintendent.

342 8. Conduct teachers meetings, institutes, demonstrations,

343 and other professional meetings for the in-service training of
344 teachers as provided by law, and in accordance with the rules
345 of the department.

346 9. Promote through meetings and conferences with school
347 officers, teachers, parents, and the public generally, and by
348 distribution of pamphlets, bulletins, and other materials, an
349 active interest in all desirable types of public education and
350 to suggest needed changes and improvements in the public schools
351 of the area system.

352 10. Submit to the area board for its approval plans for
353 the proper accounting of all children of school age, for the
354 attendance and control of pupils at school, and for the proper
355 attention to health, safety, and other matters, which will best
356 promote the educational welfare of the children of the area
357 system.

358 11. Supervise the work of the area attendance officer if
359 one has been appointed.

360 12. Recommend plans and cooperate in arrangements for the
361 periodic physical and dental examination of all children in the
362 area system and for the general promotion of health throughout
363 the area system.

364 13. Recommend plans for the establishment, maintenance,
365 staffing, and improvement of school libraries and library ser-
366 vices, including the use of the Iowa state traveling library
367 in accordance with section two hundred fifty-seven point twenty-
368 five (257.25) of the Code and rules adopted thereunder.

369 14. Cooperate with the area board in developing adequate,
370 safe, and economical systems of public school transportation
371 within and among the local school districts.

372 15. Prepare and submit an itemized budget for considera-
373 tion by the area board prior to July first of each year.

374 16. Assist local school districts within the area system
375 in making budgets, certifying tax levies, and maintaining uni-
376 form procedures regarding pupils, property, and finances.

377 17. Exercise the powers and perform the duties conferred
378 upon county superintendents in relation to the registration
379 and revocation of teachers certificates as provided in chapter
380 two hundred sixty (260) of the Code.

381 18. Exercise the powers and perform the duties conferred
382 on county superintendents by chapter two hundred ninety (290)
383 of the Code relating to administrative appeals and assist the
384 area board in handling, in the manner prescribed by law, all
385 appeal cases that may come to it.

386 19. Serve under the direction of the superintendent as a
387 means of communication between the department and the various
388 school officers and teachers in the area system, and transmit
389 or deliver to them all books, papers, circulars and communica-
390 tions designed for them, when so requested by the superinten-
391 dent.

392 20. Enforce the provisions of the school law, as they re-
393 late to local school districts within the area system. The ad-
394 ministrator may require the assistance of the county attorney
395 of the county in which any enforcement problems exist. The
396 county attorney shall at the request of the administrator bring
397 any action necessary to enforce the school law.

398 21. Request the opinion in writing of the county attorney

399 of any county included in whole or in part within the boundary
400 of the area system upon any question of law related to the powers
401 and duties of the area board, its officers and employees, and
402 local school districts within the area system.

403 22. Close any public or private school or schoolroom
404 taught by a teacher not possessing a current valid certificate
405 as required by law. If the order is not immediately obeyed,
406 the administrator shall seek an injunction from the district
407 court against the teacher and local school district board of
408 directors.

409 23. Appoint a director or board of directors of any school
410 corporation when the school corporation is organized or reorgan-
411 ized according to law, and no director has been elected, or any
412 director elected has not qualified, or has qualified and resigned,
413 so that the matter of completion of the organization or reorgan-
414 ization of the school corporation or the local school district
415 board has been prevented. The director or board of directors
416 appointed shall act until a successor has been elected and quali-
417 fied.

418 24. Report annually to the superintendent at times desig-
419 nated by the superintendent, giving a full abstract of the re-
420 ports made by the secretaries and treasurers of local school
421 district boards of directors, stating the manner in which statu-
422 tory minimum standards and departmental rules are observed; and
423 such other matters as may be directed by the superintendent, or
424 the administrator deems important in showing the actual condi-
425 tion of schools within the area system. He shall submit a du-
426 plicate of the report to the area board to be filed as part of
427 the records of the area system.

428 25. Keep accurate school census records by county and
429 local school district for the area system and file annually,
430 on or before the last secular day in July, with the county
431 auditor, a statement of the number of persons of school age in
432 each local school district in the county, and make such other
433 reports thereon as may be required.

434 26. Report on or before August first of each year to the
435 superintendent of the Iowa braille and sight-saving school, the
436 name, age, residence, and post office address of every resident
437 within the area system, without regard to age, who because of
438 blindness is unable to acquire an education in the elementary,
439 secondary, or special education programs available to him in
440 the area; to the superintendent of the school for the deaf, with
441 corresponding detail, residents of the area under the age of
442 thirty-five years, whose speech and hearing are so deficient
443 as to prevent them from obtaining an education in the elementary,
444 secondary, or special education programs available to them in
445 the area; and to the commissioner of social services all resi-
446 dents of the area of school age who because of mental condition
447 are unable to acquire an education or be trained in the elemen-
448 tary, secondary, or special education programs available to them
449 in the area.

450 27. Have power to administer the oath of office to any
451 school officer.

452 28. Possess all powers and perform all duties conferred
453 by law or rule upon the office of the county superintendent of
454 schools except that of posting bond as a county officer.

455 Sec. 22. In all cases where actions may be brought by or
456 against any school officer to enforce any provision of school
457 law; and for the purpose of furnishing advice, counsel, and
458 other legal services to the area board or administrator in their
459 capacity as public officers; the area board may employ legal
460 counsel, which employment may be on either a case or retainer
461 basis.

462 Sec. 23. Area boards may incur indebtedness and issue
463 general obligation bonds to provide funds to pay the cost of
464 construction or other acquisition of buildings, facilities, and
465 sites therefor.

466 Taxes for the payment of bonds issued shall be levied in
467 accordance with chapter seventy-six (76) of the Code. The bonds
468 shall be payable from a fund created from the proceeds of such
469 taxes in not more than twenty years and bear interest at a rate
470 not exceeding seven percent per annum, and shall be of such form
471 as the area board shall by resolution provide, but no area system
472 shall become indebted in excess of three-fourths of one
473 percent of the actual value of the taxable property within the
474 area system, as shown by the last preceding state and county
475 tax lists.

476 Sec. 24. No indebtedness shall be incurred under section
477 twenty-three (23) of this Act until authorized by an election.
478 A proposition to incur indebtedness and issue bonds to provide
479 funds to pay the cost of construction or other acquisition of
480 buildings, facilities, and sites shall be deemed carried in an
481 area system if approved by a sixty percent majority of all voters
482 voting on the proposition.

483 Sec. 25. Area boards in any two contiguous area systems
484 may, by the concurrent action at a special meeting called for
485 such purpose, merge their respective area systems into a new
486 area system. Such merger action shall be reported to the state
487 board and shall become effective upon approval by the state
488 board. When such merger has become effective, the directors of
489 the merging area systems shall become the directors of the new
490 area board, and all director districts and terms of office shall
491 continue in the same manner as before the merger. The new area
492 board shall select an administrator and he shall recommend to
493 the new area board, and the new area board shall take the necessary
494 action to merge assets, liabilities, and personnel into
495 a single administration. Except for the occupancy of territory
496 conterminous with two merged areas, the new area system shall
497 succeed to all the powers, duties, and functions possessed
498 prior to the merger.

499 Sec. 26. The department shall during the 1970 legislative
500 interim conduct a study for the purpose of providing necessary
501 implementation of the provisions of this Act and the replacement
502 of the county school system with the area system. Pursuant
503 to such study it shall determine the necessary revisions to the
504 Code which will be required and submit a report and proposed
505 legislation for such purpose to the house and senate committees
506 on schools of the Sixty-fourth General Assembly, First Session.

507 2. Page 1, line 1, by striking the words "county associations"
508 and inserting in lieu thereof the words "area education service
509 systems."

510 3. Page 1, by striking lines 2, 3, and 4.

1 Amend the Orr amendment, filed March 20, 1970, to the House
2 amendment to Senate File 665 as follows:

3 1. By adding the following words, "In the event the special election is
4 to fill a vacancy in the General Assembly while it is in session or
5 within forty-five days of the convening of any session, the time limit
6 herein provided shall not apply." after the period (.) in lines 10, 16,
7 25, and 42.

8 2. By adding after the period in line 32 the following sentence: "In
9 the event the special election is to fill a vacancy in the General Assembly
10 while it is in session or within forty-five days of the convening of any
11 session, the time limit herein provided shall not apply and the Governor
12 shall order such special election at the earliest practical time, giving
13 at least 10 days notice thereof."

JOAN ORR

1 Amend the House amendment to Senate File 665 by number-
2 ing properly and adding after line 597 the following new
3 section:

4 Section forty-three point ninety-one (43.91), Code 1966,
5 is hereby amended by striking the first sentence and by insert-
6 ing in lieu thereof the following:

7 "Each political party shall determine in its state con-
8 stitution the age, which shall not be over twenty-one, at
9 which a person is eligible to vote at a precinct caucus,
10 be elected a precinct committeeman or committeewoman, county
11 or state chairman and a voting delegate to a county, district,
12 state and national convention. Each person voting in a pre-
13 cinct caucus or elected precinct committeeman or committee-
14 woman shall be a resident of the precinct. Each person
15 elected a voting delegate to a county, district, state and
16 national convention shall be a resident of the respective
17 county, district or state from which elected."

LEE H. GAUDINEER, JR.

1 Amend Senate File 1084 as follows:

2 1. Page 1, by striking lines 24 and 25, and page 2, lines 1
3 and 2, and inserting in lieu thereof the following:

4 "1. 'Public employer' means any school district, city or
5 town."

6 2. Page 3, by striking lines 9 through 23 inclusive and lines
7 26 and 27, and by renumbering as required.

CHARLES F. BALLOUN

1 Amend Senate File 1296 by striking lines ten (10), eleven
2 (11) and twelve (12) and inserting in lieu thereof the following

3 "city shall hold an election in which the following
4 alternatives are presented to the voters:

5 Alternative 1. Abolish the park commission.

6 Alternative 2. Retain the park commission and abolish the
7 duties pertaining to parks of the councilman elected to preside
8 over the department of parks and public property.

9 Alternative 3. Retain the park commission to formulate
10 policy for operation of the parks, with the councilman elected
11 to preside over the department of parks and public property as
12 the chief administrative officer of the park department.

13 After such election is held in which the voters approve
 14 either alternative two or three, the council shall by ordinance
 15 specify, in accordance with the mandate of the voters, the duties
 16 and responsibilities of the park commission and the councilman
 17 elected to preside over the department of parks and public
 18 property."

GENE W. GLENN

1 Senate File 1303 is amended, page 1, by adding after
 2 line 8 a new subsection as follows:
 3 "By adding after line eight (8) the following paragraphs:
 4 'An inspection fee for each place where dead human bodies
 5 are prepared or held for burial shall be fifteen dollars per
 6 year, which shall be collected by the commissioner of public
 7 health. The inspection fees collected under this section shall
 8 be paid to the treasurer of state who shall maintain a trust
 9 fund to be used only for paying the cost of inspection of
 10 such places.

11 For the fiscal year beginning July 1, 1970, and ending
 12 June 30, 1971, the number of inspections made at the direction
 13 of the commissioner shall be the number which can be paid for
 14 from the trust fund.'"

HUGH H. CLARKE

1 Amend Senate File 1312 as follows:
 2 1. Page 1, line 5, by striking the words and figure "sub-
 3 section five (5),".
 4 2. Page 1, by striking from lines 20 and 21 the words
 5 "Notwithstanding the provisions of subsection five (5),
 6 the" and inserting in lieu thereof the word "The".
 7 3. Page 3, by striking from lines 31 and 32 the words
 8 "subsection four (4),".
 9 4. Page 7, line 21, by striking the word "secure" and
 10 inserting in lieu thereof the word "obtain".

FRANCIS L. MESSERLY

1 Amend Senate File 1312, page 3, by adding after line 4
 2 the following new paragraph:
 3 "During the fiscal year ending June 30, 1971, the high-
 4 way commission may expend from the primary road construction
 5 fund an amount not to exceed three million dollars in addition
 6 to the limits set by section three hundred thirteen point
 7 twenty-one (313.21) of the Code for the purposes set forth
 8 in such section."

LEE H. GAUDINEER, JR.

1 Amend Senate File 1312, page 8, by inserting in line
 2 21 after the word "funds" the words "which are or would
 3 have been".

LEE H. GAUDINEER, JR.

1 Amend Senate File 1312 as follows:
 2 Page 8, line 26, by striking the word "twenty"
 3 and inserting in lieu thereof the word "ten".

GENE W. GLENN

1 Amend Senate File 1312 as follows:

2 Page 8, by striking from lines 28 and 29 the words " , which
3 has been suspended or revoked as the result of a traffic violation"
4 and inserting in lieu thereof the words "which is, after notice and
5 opportunity for hearing, suspended or revoked as a result of a
6 traffic violation".

GEORGE E. O'MALLEY

1 Amend Senate File 1312 as follows:

2 1. Page 9, line 14, by adding the following
3 new sentence after the period:

4 "Resident tuition charges at each such university
5 shall not exceed five hundred fifty dollars
6 per academic year, and tuition charges for any other
7 period of study shall be pro-rated accordingly."

8 2. Page 9, line 14, by adding the following new
9 section after the period:

10 "There is hereby annually appropriated out of any
11 funds in the state treasury not otherwise appropriated
12 a sum sufficient to reimburse the State University of
13 Iowa, the Iowa State University of Science and Technology,
14 and the University of Northern Iowa for deficiencies
15 in their operating funds that may be incurred by reason
16 of the difference between the resident tuition charges
17 projected and certified as necessary by the board of
18 regents, and the charge of five hundred fifty dollars
19 per academic year."

20 3. By renumbering the following sections.

GENE W. GLENN

1 Amend Senate File 1312, page 9, by adding after line
2 29 the following new section and renumbering the remaining
3 section:

4 "Sec. 18. Chapter one (1), Acts of the Sixty-third
5 General Assembly, First Session, is hereby amended by
6 inserting after line one hundred forty (140) the following
7 new sentences:

8 "The salaries for the narcotic enforcement personnel
9 transferred to the department of public safety pursuant to
10 Senate File two hundred thirty-eight (238), Acts of the
11 Sixty-third General Assembly, Second Session, shall be as
12 provided in a pay plan approved by the executive council,
13 the provisions of chapter ninety-five (95), Acts of the
14 Sixty-second General Assembly, notwithstanding."

LEE H. GAUDINEER, JR.
HUGH H. CLARKE

1 Amend Senate Concurrent Resolution 119 as follows:

2 Strike all after line eight (8) and insert the following:

3 "Whereas, ownership of property is not an accurate indicator
4 of the owner's ability to pay taxes, nor a realistic measure of
5 benefits received; and

6 Whereas the State Board of Public Instruction has adopted
7 certain rules and regulations, the interpretation of which by
8 the Department of Public Instruction has caused uncertainty and

9 doubt by the boards of directors of the several community school
10 corporations in the State of Iowa, including a feeling of fear
11 for the loss of state aids and grants, and

12 Whereas many of the same rules and regulations and their
13 interpretation have caused uncertainty and doubts as to approval
14 of nonpublic schools, and

15 Whereas the costs of the duplication of services, added
16 supervisory personnel, the limitation of work assignments, extra-
17 curricular activities, travel, surveys, reports and reporting
18 and other administrative costs have become unduly burdensome
19 upon the taxpaying public, and

20 Whereas the Department of Public Instruction's insistence
21 upon a multiplicity of reports, reporting, evaluations, studies
22 and statistics, the accumulation of which, while interesting
23 is of questionable benefit to the student in the classroom
24 and has increased the administrative costs of the several
25 school districts in the State of Iowa and in said department;
26 and

27 Whereas, the Governor of the State of Iowa in a message
28 to the Sixty-third General Assembly, Second Session, delivered
29 on March 25, 1970, has called the attention of the General
30 Assembly to rules and regulations apparently requiring addi-
31 tional staffing and has further called for a moratorium on
32 such rules; Now, Therefore,

33 Be It Resolved by the Senate, the House Concurring, That
34 the legislative council shall create a study committee to
35 conduct during the 1970 interim a detailed study of the tax
36 structure as it relates to local taxing body expenditures
37 and recommend methods of implementing tax reform measures
38 which will effectively reduce emphasis on local property
39 taxes. The study shall include consideration and determin-
40 ation of the needs of the areas referred to in this resolution,
41 and nothing herein shall prevent the committee from including
42 such subject matter in its studies and recommendation.

43 The membership of the study committee shall consist of
44 not more than fifteen legislators representing the Senate and
45 House committees on ways and means, cities and towns,
46 schools, and county government, said membership to be appointed
47 jointly by the President of the Senate and Speaker of the
48 House.

49 Staff assistance shall be provided by the legislative
50 service bureau, the Department of Revenue, the State Comp-
51 troller, and the Department of Public Instruction within
52 the limits of available funds of said departments and moneys
53 available to the General Assembly, and the study committee
54 may employ other employees as it deems desirable from funds
55 available for such purpose.

56 A report of the findings and recommendations of such
57 study shall be submitted to the legislative council and the
58 General Assembly prior to the convening of the Sixty-fourth
59 General Assembly, First Session, and further supplemental
60 reports may be presented at any time thereafter, accompanied
61 by bill drafts designed to carry out the recommendations of
62 the study committee.

63 Be It Further Resolved, That it is the sense of the
64 General Assembly that a financial emergency exists in our
65 several elementary and secondary schools and county school
66 systems, particularly as it relates to increased costs.

67 The Department of Public Instruction and the State Board
68 of Public Instruction are directed to immediately declare a
69 moratorium as to such rules and regulations not specifically
70 enacted by statute, and the consequence of which is added
71 burdensome school costs including but not limiting to the
72 cost of duplication of functions, added supervisory personnel,
73 the regulation of work assignment, extra curricular activities,
74 and travel.

75 The Board of Public Instruction and the Department of Public
76 Instruction shall adopt rules and regulations prohibiting the
77 duplication of services, prohibiting the requirement for extra
78 supervisory personnel, the re-evaluation of work assignments,
79 the curtailment of extracurricular activities, the abatement of
80 unnecessary travel allowances and the reduction of reports of
81 surveys, computations and evaluations.

82 The several public school boards and nonpublic school admin-
83 istrators shall be reassured that the academic approval of state
84 aids and allowances will not be jeopardized by the existence of
85 economy practices more especially but not limited to the curtail-
86 ment of such administrative costs of education as may be required
87 by such rules and regulations.

88 The Department of Public Instruction for itself and by direc-
89 tion to the local schools shall make every effort to reduce,
90 insofar as may be commensurate with competent and efficient
91 classroom teaching, all costs including but not limited to those
92 connected with administration and administrative reports and
93 procedure, and the operation of adjunctive noneducational
94 businesses such as bus lines.

95 The State Board of Public Instruction shall forthwith adopt
96 departmental practices to carry into effect the broad purpose
97 and intent of this resolution.

98 The School Budget Review Committee report to the Sixty-third
99 General Assembly shall be implemented as practicable.

100 The Secretary of the Senate and Chief Clerk of the House
101 jointly are directed to send a copy of this resolution to the
102 presidents of each of the several public school boards, to the
103 administrators of each of the nonpublic schools, to the members
104 of the State Board of Public Instruction and the Superintendent
105 of the Department of Public Instruction.

COMMITTEE ON WAYS AND MEANS
ROGER J. SHAFF, Chairman

1 Amend House File 1169, page 1, line 11, by inserting
2 after the word "report" a period and the following sentence:
3 "However, the combined investment in bonds or evidences
4 of indebtedness permitted by this subsection shall not
5 exceed four percent of its total assets as shown by the
6 last annual report".

LEE H. GAUDINEER, JR.
ROBERT R. RIGLER
S. J. BROWNLEE

- 1 Amend House File 1311 as follows:
2 1. Page 1, by striking lines 16 through 35, inclusive.
3 2. Page 1, by striking lines 3, 4, and 5 and inserting
4 in lieu thereof a period.

JAMES A. POTGETER

On motion of Senator Rigler, the Senate adjourned until 9:00 a.m., Wednesday, April 1, 1970.

JOURNAL OF THE SENATE

EIGHTIETH DAY

SENATE CHAMBER,
DES MOINES, IOWA, WEDNESDAY, APRIL 1, 1970.

The Senate met in regular session, President Jepsen presiding.

Prayer was offered by Dr. Wayne Shoemaker, program director of Iowa Conference of the United Methodist Church, Des Moines, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Tuesday, March 31, 1970, was approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Bass for the day on request of Senator DeHart.

PETITIONS

The following petitions were presented and placed on file:

By Senator Denman, from forty-one residents of Polk County favoring an open season for hunting mourning doves.

By Senator Denman, from one hundred thirty-eight residents of Iowa favoring an open season for hunting mourning doves.

VISITORS

Sixth grade class from Stowe Elementary School, Des Moines, Iowa, accompanied by their teacher, Mrs. McCathen. Included in the group was Tony Palmer, son of Senator Palmer.

Ten Girl Scouts from Mason City, Iowa, accompanied by their leaders, Mrs. Paul McIntyre, Mrs. Gerald Tickal and Jean Arnold.

Seventy senior students from North Tama High School, Traer, Iowa, accompanied by Mr. Clark and Mr. Lau.

Fifty senior students from Central Webster Community School, Webster County, accompanied by Mr. Ainslie.

Twelve students from Iowa Valley Community Schools, Marengo, Iowa, accompanied by Sara Elwood.

Thirty-seven students from Swea City Community School, Swea City, Iowa, accompanied by Mr. Miller and Mr. Larson.

A group of sixth graders from Franklin and McKinley Schools, Muscatine, Iowa, accompanied by Mr. Huber and Mr. Lange.

Debate team from Steamboat Rock High School, Steamboat Rock, Iowa, accompanied by their coach, Mrs. Kay Roelfsema.

SENATE CONCURRENT RESOLUTION 125

By Rigler

Be It Resolved by the Senate, the House Concurring: That the Sixty-third General Assembly adjourn sine die at five o'clock p.m., Friday, April 10, 1970.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Chair announced the special order of business for the consideration of Senate File 1084.

CONSIDERATION OF BILLS

Senate File 1084

On motion of Senator Nicholson, Senate File 1084, a bill for an act relating to collective bargaining in public employment, with reports of committees recommending amendment and passage, was taken up, considered, and the reports of the committees adopted.

Senator Davis offered the following amendment filed by the committee on human and industrial relations:

Amend Senate File 1084 as follows:

Division 1—section 1, lines 2 through 17

1. Page 16, by striking lines 18 through 32, inclusive, and inserting in lieu thereof the following:

"It shall be unlawful for any public employee or any employee organization representing any public employees to induce, instigate, ratify, or participate in a strike against a public employer. For purposes of this section and section twenty-two (22) of this Act "strike" shall include:

1. Any stoppage of work or any concerted refusal to render service or perform duties
 - a. As required by an existing collective bargaining agreement, or
 - b. To coerce a public employer to enter into a collective bargaining agreement.
2. Any sanction imposed by an employee organization causing or seeking to induce anyone not to seek employment with a public employer."

Division 2—section 2, lines 18 through 29

2. Page 17, by inserting after line 35 a new subsection as follows:

"A permanent injunction issued by the court upon a finding that public employees of an employee organization have violated the provisions of section twenty-one (21) of this Act, may include an order suspending the right of the employee organization to be the exclusive representative for a period of twenty-four months following the date of the violation. During the period of suspension a public employer shall not checkoff dues for the employee organization. The provisions of this subsection shall be in addition to any other legal remedy."

Senator Mowry raised a point of order on the bill for the reason that under Senate Rule 37 Senate File 1084 should be referred to the committee on state government.

The Chair ruled the point well taken and that Senate File 1084 should be referred to the committee on state government.

Senator Rigler asked unanimous consent that the rules be suspended and that the Senate continue its consideration of Senate File 1084.

Objection was raised by Senator Stephens.

Senator Rigler moved that the rules be suspended and that the Senate continue its consideration of Senate File 1084.

The Chair called for a division.

The motion prevailed.

Senator Glenn called for a division of the committee amendment, section 1 to be considered as division 1 and section 2 as division 2.

Senator Doderer took the chair at 11:25 a.m.

Senator Davis moved the adoption of division 1 of the amendment.

Roll call was requested.

On the question "Shall division 1 of the committee amendment be adopted?" (S.F. 1084) the vote was:

Ayes, 34:

Anderson	Curran	Griffin	Lucken
Balloun	Davis	Hougen	Messerly
Bortell	DeHart	Keith	Mogged
Briles	DeKoster	Klink	Mowry
Brownlee	Erskine	Kosek	Neu
Clarke	Frey	Kyhl	Ollenburg
Conklin	Gilley	Lamborn	Parker

Potgeter Potter	Rabedeaux Rigler	Smith	Stephens
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Nays, 19:

Coleman	Gaudineer	Orr	Sullivan
Denman	Glenn	Palmer	Thordsen
Dodds	Hill	Reichardt	Walsh
Doderer	Nicholson	Schaben	Weimer
Frommelt	O'Malley	Shirley	

Absent or not voting, 8:

Arbuckle	Lange	Leonard	Shaff
Bass	Laverty	McGill	Van Gilst

Division 1 of the amendment was adopted.

Senator Davis moved the adoption of division 2 of the committee amendment.

Division was called for.

Division 2 of the amendment was adopted.

Senator Balloun offered the following amendment filed by the committee on appropriations and moved its adoption:

Amend Senate File 1084 by adding thereto a new section as follows:

"Sec. 26. There is hereby appropriated from the general fund of the state of Iowa, seventy-five thousand dollars (75,000) for the implementation of this Act. Any unencumbered balance remaining as of June 30, 1971 from the funds so appropriated shall revert to the general fund."

Amend the title by striking the period and adding thereto the following: "and make an appropriation therefor."

Roll call was requested by Senator Lucken.

On the question "Shall the appropriations committee amendment be adopted?" (S.F. 1084) the vote was:

Ayes, 40:

Balloun	Doderer	Laverty	Rabedeaux
Brownlee	Frommelt	Messerly	Reichardt
Clarke	Gaudineer	Mogged	Rigler
Conklin	Glenn	Neu	Schaben
Curran	Griffin	Nicholson	Shaff
Davis	Hill	O'Malley	Sullivan
DeHart	Keith	Orr	Thordsen
DeKoster	Kosek	Palmer	Van Gilst
Denman	Kyhl	Potgeter	Walsh
Dodds	Lamborn	Potter	Weimer

Nays, 8:

Anderson	Lucken	Ollenburg	Smith
Bortell	Mowry	Parker	Stephens

Voting present, 1:

Hougen

Absent or not voting, 12:

Arbuckle	Coleman	Gilley	Leonard
Bass	Erskine	Klink	McGill
Briles	Frey	Lange	Shirley

The amendment was adopted.

(Consideration of Senate File 1084 pending at recess.)

SPECIAL ORDER

Senator Rigler asked and received unanimous consent that Senate File 1312 be made a special order of business for Thursday, April 2, 1970, at 9:15 a.m.

On motion of Senator Rigler, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Jepsen presiding.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Mogged, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files 204, 377, 611, 1005, 1192, 1211, 1305 and 1306.

CHARLES G. MOGGED
Chairman, Senate Committee
ELIZABETH SHAW
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: House Files 204, 377, 611, 1005, 1192, 1211, 1305 and 1306.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has concurred in Senate amendment to and passed the following bill in which the concurrence of the House was asked:

House File 443, a bill for an act relating to reversion of schoolhouse sites.

Also: That the House has concurred in Senate amendment to and passed

the following bill in which the concurrence of the House was asked:

House File 589, a bill for an act relating to county ambulance service.

Also: That the House has concurred in Senate amendment to and passed the following bill in which the concurrence of the House was asked:

House File 1268, a bill for an act relating to taxation of mobile homes.

Also: That the House has concurred in Senate amendment to and passed the following bill in which the concurrence of the House was asked:

House File 1338, a bill for an act relating to school standards.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1357, a bill for an act to appropriate funds from the primary road fund to the state highway commission for payment of claims.

Also: That the House has concurred in the Senate amendment to the House amendment and passed the following bill in which the concurrence of the House was asked:

Senate File 585, a bill for an act relating to a state crime laboratory, a state medical examiner, county medical examiners, and the investigation of unnatural deaths.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 123, congratulating Coach Nichols and the Iowa State University wrestling team in winning the N.C.A.A. wrestling tournament.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE MESSAGE CONSIDERED

House File 1357, a bill for an act to appropriate funds from the primary road fund to the state highway commission for payment of claims arising out of activities of the state highway commission.

Read first time and passed on file.

INTRODUCTION OF BILL

Senate File 1315, by committee on judiciary, a bill for an act relating to public records concerning dissolution of marriage, separate maintenance, and annulment.

Read first time and placed on calendar.

SPECIAL ORDER CONTINUED

Senate File 1084

The Senate resumed consideration of Senate File 1084.

Senator Lucken offered the following amendment and called for a division of the amendment:

Amend Senate File 1084 as follows:

Division 1

1. Page 1, by striking lines 4 through 18, inclusive.

Division 2

2. Page 14, by inserting after line 18 a new subsection and renumbering the subsequent subsection:

"When the state is the public employer, no collective bargaining agreement shall be effective until it receives the approval of four members of the executive council and seven members of the budget and financial control committee."

Division 3

3. Page 7, by inserting after line 21 the following new subsection and renumbering the subsequent subsections:

"Determine the cost of wages of public employers and employees for time expended away from their regular duties while engaged in collective bargaining and for other expenses incurred by the public employer, and require that fifty percent of the total cost shall be paid by the employee organization to the general fund of the public employer. If the employee organization fails to pay its share promptly the board shall revoke its certification or recognition as a bargaining representative."

Division 4

4. Page 18, by striking lines 19 through 27, inclusive, and inserting in lieu thereof the following sentence:

"The provision of this Act relative to the duty of public employers to bargain shall not be effective until January 1, 1973."

Senator Lucken offered the following amendment to division 1 of the amendment and moved its adoption:

Amend the Lucken amendment to Senate File 1084, filed March 6, 1970, found on page 783 of the Senate Journal, by striking line 2 and inserting in lieu thereof the following:

"1. Page 1, by striking lines 3 through 18, inclusive, and renumbering the subsequent sections."

The amendment to division 1 of the amendment was adopted.

Senator Lucken moved the adoption of division 1 of the amendment as amended.

Roll call was requested.

On the question "Shall division 1 of the amendment as amended be adopted?" (S.F. 1084) the vote was:

Ayes, 15:

Anderson
Arbuckle
Bortell
Erskine

Gilley
Hougen
Kosek
Kyhle

Lamborn
Lucken
Mowry
Ollenburg

Parker
Smith
Stephens

Nays, 37:

Bass	Doderer	Neu	Rigler
Brownlee	Frommelt	Nicholson	Schaben
Clarke	Gaudineer	O'Malley	Shaff
Coleman	Glenn	Orr	Shirley
Conklin	Griffin	Palmer	Sullivan
Davis	Hill	Potgeter	Thordsen
DeHart	Laverty	Potter	Van Gilst
DeKoster	Messerly	Rabedeaux	Walsh
Denman	Mogged	Reichardt	Weimer
Dodds			

Voting present, 1:

Klink

Absent or not voting, 8:

Balloun	Curran	Keith	Leonard
Briles	Frey	Lange	McGill

Division 1 of the amendment as amended lost.

Senator Lucken moved the adoption of division 2 of the amendment.

Roll call was requested.

On the question "Shall division 2 of the amendment be adopted?" (S.F. 1084) the vote was:

Ayes, 20:

Anderson	DeKoster	Kyhl	Ollenburg
Arbuckle	Gilley	Lamborn	Parker
Balloun	Hougen	Lucken	Smith
Bass	Klink	Messerly	Stephens
Bortell	Kosek	Mowry	Sullivan

Nays, 35:

Brownlee	Doderer	Neu	Rigler
Clarke	Frey	Nicholson	Schaben
Coleman	Frommelt	O'Malley	Shaff
Conklin	Gaudineer	Orr	Shirley
Curran	Glenn	Palmer	Thordsen
Davis	Griffin	Potgeter	Van Gilst
DeHart	Hill	Potter	Walsh
Denman	Laverty	Rabedeaux	Weimer
Dodds	Mogged	Reichardt	

Absent or not voting, 6:

Briles	Keith	Leonard	McGill
Erskine	Lange		

Division 2 of the amendment lost.

Senator Lucken moved the adoption of division 3 of the amendment.

Roll call was requested.

On the question "Shall division 3 of the amendment be adopted?" (S.F. 1084) the vote was:

Ayes, 20:

Anderson	DeKoster	Lamborn	Parker
Arbuckle	Gilley	Laverty	Potgeter
Balloun	Klink	Lucken	Rigler
Bass	Kosek	Mowry	Smith
Bortell	Kyhl	Ollenburg	Stephens

Nays, 33:

Briles	Doderer	Neu	Schaben
Clarke	Frey	Nicholson	Shaff
Coleman	Frommelt	O'Malley	Shirley
Conklin	Gaudineer	Orr	Sullivan
Curran	Glenn	Palmer	Thordsen
Davis	Hill	Potter	Van Gilst
DeHart	Messerly	Rabedeaux	Walsh
Denman	Mogged	Reichardt	Weimer
Dodds			

Voting present, 1:

Brownlee

Absent or not voting, 7:

Erskine	Hougen	Lange	McGill
Griffin	Keith	Leonard	

Division 3 of the amendment lost.

Senator Lucken moved the adoption of division 4 of the amendment and requested a roll call.

On the question "Shall division 4 of the amendment be adopted?" (S.F. 1084) the vote was:

Ayes, 14:

Anderson	Gilley	Lucken	Parker
Arbuckle	Klink	Mowry	Smith
Bass	Kosek	Ollenburg	Stephens
Bortell	Kyhl		

Nays, 38:

Balloun	Dodds	Mogged	Reichardt
Briles	Doderer	Neu	Rigler
Brownlee	Frey	Nicholson	Schaben
Clarke	Frommelt	O'Malley	Shaff
Coleman	Gaudineer	Orr	Shirley
Curran	Glenn	Palmer	Thordsen
Davis	Hill	Potgeter	Van Gilst
DeHart	Keith	Potter	Walsh
DeKoster	Laverty	Rabedeaux	Weimer
Denman	Messerly		

Absent or not voting, 9:

Conklin	Hougen	Lange	McGill
Erskine	Lamborn	Leonard	Sullivan
Griffin			

Division 4 of the amendment lost.

Senator Balloun offered the following amendment:

Amend Senate File 1084 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Title

This Act shall be cited as the "Public Employment Negotiations Act".

Sec. 2. Public Policy

It is the public policy of this state to promote an orderly and constructive relationship between all public employers and public employees subject to the paramount right of the citizens of this state for the protection of their health, safety, and welfare. Unresolved disputes between public employers and public employees are injurious to the public and adequate means must be provided to resolve these differences. A harmonious relationship between the public employer and the public employee is necessary for the protection of all persons and this relationship will be facilitated by authorizing public employers to recognize and bargain with employee organizations representing public employees, and providing for the protection of the rights of the public employee, public employer, and the general public.

Sec. 3. Definitions

When used in this Act, unless the context otherwise requires:

1. "Public employer" means the state of Iowa, its political subdivisions, including school districts and other special purpose districts, and any department, board, commission, or other agency thereof.

2. "Public employee" means any person employed by a public employer.

3. "Employee organization" means an organization of any kind which includes public employees and which has as one of its purposes the representation of public employees in their employment relations with public employers.

4. "Strike" means any strike or other concerted stoppage of work by public employees, including a stoppage by reason of the expiration of, or failure to agree upon the terms of a collective bargaining agreement, and any concerted slowdown or other concerted interruption of operations by public employees.

Sec. 4. Except as expressly prohibited, public employees shall have the right to form, join, or assist any employee organization and to be represented by it for the purpose of collective bargaining with public employers, provided that membership in any employee organization shall not be required as a condition of employment or retention of employment.

Sec. 5. Public employers are authorized to recognize, bargain collectively, and contract with employee organizations concerning the wages, hours, and other terms and conditions of employment of public employees represented by such employee organizations.

Sec. 6. Public employers are authorized to recognize, bargain and enter into collective bargaining agreements with employee organizations as the exclusive representatives of the public employees in such bargaining units as the public employers shall

find to be appropriate for bargaining purposes, provided that any such employee organization shall represent at least a majority of the public employees in any such unit.

Sec. 7. Public employers are authorized to adopt such reasonable rules and regulations as are necessary or appropriate for the purposes of this Act, including:

1. The determination of appropriate bargaining units.
2. The extent and terms of participation and representation in collective bargaining by and for managerial, supervisory, professional, and confidential employees.
3. The determination of collective bargaining representatives and exclusive representatives.
4. Methods for the conducting of collective bargaining and the resolution of disputes.
5. Such other purposes as may be necessary to carry out the purposes of the Act.

Sec. 8. It shall be unlawful for any public employee or any employee organization to induce, instigate, ratify or participate in a strike against a public employer or to impose any sanction causing or seeking to induce anyone not to seek or renew employment with a public employer.

Sec. 9. The terms of collective bargaining agreements between public employers and employee organizations shall not exceed three years.

Senator Balloun moved the adoption of his amendment and called for a division.

The amendment lost.

Senator Balloun offered the following amendment:

Amend Senate File 1084 as follows:

1. Page 1, by striking lines 24 and 25, and page 2, lines 1 and 2, and inserting in lieu thereof the following:

"1. 'Public employer' means any school district, city or town."

2. Page 3, by striking lines 9 through 23 inclusive and lines 26 and 27, and by renumbering as required.

Senator Balloun moved the adoption of his amendment and called for a division.

The amendment lost.

Senator Lucken offered the following amendment filed by Senators Lucken and Kosek:

Amend Senate File 1084 by striking all of line four, page four and substituting in lieu thereof the following: "4. Public employees shall have the right to refuse to join or participate in the activities of employee organizations, including the payment of any dues, fees or assessments or service fees of any type, and shall have the right to represent themselves individually in their employment relations with the public agency."

Senator Lucken moved the adoption of the amendment.

Roll call was requested.

On the question "Shall the Lucken-Kosek amendment be adopted?" (S.F. 1084) the vote was:

Rule 24 was invoked.

Ayes, 33:

Anderson	Davis	Kosek	Mowry
Arbuckle	DeKoster	Kyhl	Ollenburg
Balloun	Erskine	Lamborn	Parker
Bass	Frey	Lange	Potter
Bortell	Gilley	Laverty	Rabedaux
Briles	Hougen	Lucken	Smith
Brownlee	Keith	Messerly	Stephens
Conklin	Klink	Mogged	Van Gilst
Curran			

Nays, 23:

Coleman	Glenn	Orr	Shirley
DeHart	Griffin	Palmer	Sullivan
Denman	Hill	Reichardt	Thordsen
Dodds	Neu	Rigler	Walsh
Doderer	Nicholson	Schaben	Weimer
Gaudineer	O'Malley	Shaff	

Absent or not voting, 5:

Clarke	Leonard	McGill	Potgeter
Frommelt			

The amendment was adopted.

Senator Balloun offered the following amendment:

Amend Senate File 1084, page 12, by striking lines 33 and 34 and relettering the subsequent paragraph.

President pro tempore Lange took the chair at 3:20 p.m.

Senator Balloun moved the adoption of his amendment.

Division was called for.

The amendment lost.

Senator Lucken offered the following amendment filed by Senators Leonard and Lucken:

- 1 Amend Senate File 1084, page 16, by inserting after line 16,
- 2 the following new section and renumbering the subsequent sections:
- 3 "When the parties reach an impasse in collective bargaining due
- 4 to an apparent lack of anticipated tax revenue to support increased
- 5 wages and as an alternative to using the impasse procedures agreed
- 6 upon by the parties or required under the provisions of this Act,
- 7 either party through their chief executive officer may petition the
- 8 district court of the county with which the public employer has a
- 9 substantial relation to determine that an impasse has been reached.

10 Upon a showing to the court that a proposed collective bargaining
 11 agreement if adopted would cause an increase in the property tax
 12 levy over the prior year, the court shall set a date for and direct
 13 the appropriate officers of the political subdivision, school district,
 14 or other special purpose district, which is the public employer to
 15 conduct a referendum to decide whether the property tax levy shall
 16 be raised by an amount necessary to fund the proposed agreement.
 17 Approval by a sixty percent majority of those voting in the referendum
 18 is required. The county auditor shall canvass the vote and certify
 19 the result to the court. The court, upon approval by the electors,
 20 shall make an order to the county auditor directing that the required
 21 additional property tax be levied. The public employer may thereafter
 22 adopt the proposed collective bargaining agreement."

Senator Denman raised a point of order on the amendment for the reason that it was not germane to the bill.

The Chair ruled the point not well taken and the amendment in order.

Senator Lucken moved the adoption of the amendment and requested a roll call.

On the question "Shall the Leonard-Lucken amendment be adopted?" (S.F. 1084) the vote was:

Ayes, 21:

Anderson	Gilley	Lamborn	Ollenburg
Arbuckle	Hougen	Lange	Parker
Balloun	Keith	Laverty	Potgeter
Bass	Kosek	Lucken	Smith
Bortell	Kyhl	Mowry	Stephens
Erskine			

Nays, 33:

Brownlee	Dodds	Neu	Schaben
Clarke	Doderer	Nicholson	Shaff
Coleman	Frommelt	O'Malley	Shirley
Conklin	Gaudineer	Orr	Sullivan
Curran	Glenn	Palmer	Thordsen
Davis	Griffin	Potter	Van Gilst
DeHart	Hill	Rabedaux	Walsh
DeKoster	Mogged	Reichardt	Weimer
Denman			

Absent or not voting, 7:

Briles	Klink	McGill	Rigler
Frey	Leonard	Messerly	

The amendment lost.

Senator Doderer offered the following amendment by Senators Doderer, Potgeter and Conklin:

Amend Senate File 1084, page 10, line 31, by inserting after the word "employees" the following words:

" , except in the case of public school districts the

unit may include all certificated personnel below the rank of superintendent and assistant superintendent”.

Senator Ollenburg offered the following amendment to the amendment:

Amend the Doderer, et al., amendment to Senate File 1084, filed April 1, 1970, by inserting after the words “assistant superintendent” the following words:

“and secondary and elementary principals”.

Senator Ollenburg moved the adoption of his amendment to the amendment and called for a division.

The amendment to the amendment was adopted.

Senator Doderer asked and received unanimous consent to withdraw the Doderer, et al., amendment as amended.

Senator Potgeter offered the following amendment:

Amend Senate File 1084, page 10, by striking lines 21 through 27 and renumbering the remaining subsections.

Senator Potgeter moved the adoption of the amendment and called for a division.

The amendment lost.

Senator Davis offered the amendment by Senators Davis, et al.:

Amend Senate File 1084, page 18, by inserting after line 10 the following new section and renumbering the subsequent section:

“It shall be unlawful for any employee organization to support, endorse or oppose, directly or indirectly, any political candidate, or to expend, directly or indirectly, any of its funds to promote or oppose any political candidacy, or to provide goods, services or any other thing of value to any political party or political organization.

Notwithstanding anything in this Act to the contrary no employee organization which is in violation of this section shall be entitled to recognition or certification, or to the continuance of any prior recognition or certification as a representative of any public employees and there shall be no duty on the part of any public employer to bargain with any employee organization which is in violation of this section.

Any violation of this section shall be deemed to be a misdemeanor and any officer, director, trustee or other agent of any employee organization who aids, abets, causes or knowingly permits a violation of this section shall likewise be guilty of a misdemeanor and shall be punished accordingly.”

Senator Gaudineer offered the following amendment to the amendment and moved its adoption:

Amend the Davis, et al., amendment to Senate File 1084, filed April 1, 1970, as follows:

1. Line 8, by inserting after the word “organization”

the words "that has been recognized or certified as an exclusive bargaining agent in conformity with this Act".

2. Line 10, by inserting after the word "organization" the words "that has been recognized or certified as an exclusive bargaining agent in conformity with this Act".

3. Line 15, by inserting before the word "employee" the word "such".

4. Line 18, by inserting after the word "organization" the words "that has been recognized or certified as an exclusive bargaining agent in conformity with this Act".

The amendment to the amendment was adopted.

On motion of Senator Davis, the amendment as amended was adopted.

Senator Gaudineer offered the following amendment and moved its adoption:

Amend Senate File 1084, page 2, by striking lines 18 through 18, inclusive, and by renumbering the remaining subsections in conformity herewith.

The amendment was adopted.

Senator Arbuckle offered the following amendment by Senators Arbuckle, Balloun and Bass:

Amend Senate File 1084, page 12, line 24, by striking the words "and other economic benefits,".

Senator Arbuckle moved the adoption of the amendment and called for a division.

The amendment lost.

Senator Kosek offered the following amendment and moved its adoption:

Amend Senate File 1084, page 2, line 2, by inserting after the period the following sentence:

"City and county hospitals shall not be public employers under this Act."

Roll call was requested.

On the question "Shall the Kosek amendment be adopted?" (S.F. 1084) the vote was:

Ayes, 14:

Anderson	Frey	Lange	Parker
Arbuckle	Hougen	Lucken	Smith
Balloun	Klink	Mowry	Stephens
Bortell	Kosek		

Nays, 38:

Briles	Clarke	Conklin	Davis
Brownlee	Coleman	Curran	DeHart

DeKoster	Griffin	Orr	Schaben
Denman	Hill	Palmer	Shaff
Dodds	Keith	Potgeter	Shirley
Doderer	Kyhl	Potter	Sullivan
Erskine	Mogged	Rabedeaux	Thordsen
Frommelt	Neu	Reichardt	Van Gilst
Gaudineer	Nicholson	Rigler	Walsh
Glenn	O'Malley		

Voting present, 1:

Gilley

Absent or not voting, 8:

Bass	Laverty	McGill	Ollenburg
Lamborn	Leonard	Messerly	Weimer

The amendment lost.

Senator Arbuckle offered the following amendment by Senators Arbuckle, Balloun and Bass and moved its adoption:

Amend Senate File 1084, page 1, line 25, and page 2, line 1, by striking the words "including school districts and other special purpose districts;"

Roll call was requested.

On the question "Shall the Arbuckle, et al., amendment be adopted?" (S.F. 1084) the vote was:

Ayes, 7:

Arbuckle	Gilley	Kosek	Lucken
Balloun	Hougen	Lange	

Nays, 49:

Anderson	Doderer	Laverty	Reichardt
Bortell	Erskine	Mogged	Rigler
Briles	Frey	Neu	Schaben
Brownlee	Frommelt	Nicholson	Shaff
Clarke	Gaudineer	Ollenburg	Shirley
Coleman	Glenn	O'Malley	Smith
Conklin	Griffin	Orr	Stephens
Curran	Hill	Palmer	Sullivan
Davis	Keith	Parker	Thordsen
DeHart	Klink	Potgeter	Van Gilst
DeKoster	Kyhl	Rabedeaux	Walsh
Denman	Lamborn	Potter	Weimer
Dodds			

Absent or not voting, 5:

Bass	McGill	Messerly	Mowry
Leonard			

The amendment lost.

Senator Mowry offered the following amendment and moved its adoption:

Division 1.

1. Amend Senate File 1084, page 18, line 7, by striking the words "or public employer".

2. Page 18, line 9, by striking "or public employer".

Division 2.

3. Page 18, line 9, by inserting after the word "the" the word "exempt".

4. Page 18, line 10, by striking "or public official".

Division was called for.

The amendment was adopted.

Senator Frommelt moved to reconsider the vote by which the Lucken-Kosek amendment filed March 5, 1970, was adopted.

Division was called for.

The motion prevailed.

Senator Frommelt offered the following amendment to the amendment and moved its adoption:

Amend the Lucken-Kosek amendment, filed March 5, 1970, to Senate File 1084 by striking all after the second comma in line 5 and all of lines 6 and 7 and inserting in lieu thereof a period.

The amendment to the amendment was adopted.

On motion of Senator Lucken, the amendment as amended was adopted.

Senator Neu moved to reconsider the vote by which the Mowry amendment was adopted, which motion prevailed.

Senator Neu called for a division of the amendment.

On motion of Senator Mowry, division 1 of the amendment was adopted.

Senator Mowry asked and received unanimous consent to withdraw division 2 of the amendment.

Senator Nicholson moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1084) the vote was:

Ayes, 47:

Anderson	DeHart	Glenn	Messerly
Balloun	DeKoster	Griffin	Mogged
Bortell	Denman	Hill	Neu
Briles	Dodds	Hougen	Nicholson
Brownlee	Doderer	Keith	Ollenburg
Coleman	Erskine	Klink	O'Malley
Conklin	Frey	Kosek	Orr
Curran	Frommelt	Lamborn	Palmer
Davis	Gaudineer	Laverty	Potter

Rabedeaux
Reichardt
Rigler

Schaben
Shaff
Shirley

Sullivan
Thordsen
Van Gilst

Walsh
Weimer

Nays, 11:

Arbuckle
Clarke
Gilley

Kyhl
Lange
Lucken

Mowry
Parker
Potgeter

Smith
Stevens

Absent or not voting, 3:

Bass

Leonard

McGill

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Nicholson moved that the vote by which **Senate File 1084** passed the Senate be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1279, an act relating to the compensation of the Lieutenant Governor.

WILLIAM R. KENDRICK, Chief Clerk

SENATE CONCURRENT RESOLUTION 126

By Rigler and Frommelt

Be It Resolved by the Senate, the House Concurring: That Senate Concurrent Resolution 88, duly adopted by the Sixty-third General Assembly, first Session, be amended as follows:

1. Line 3, by striking "1969" and inserting in lieu thereof "1970".
2. Line 5, by striking "1970" and inserting in lieu thereof "1971".

SENATE CONCURRENT RESOLUTION 127

By Lamborn, Kyhl, Frey, O'Malley, DeHart,
DeKoster, Van Gilst, Hill, Keith and Klink

Whereas, there appears to exist some confusion and differences of opinion in regard to funds available to the state highway commission and the manner in which such funds are allocated; and

Whereas, statements have been made that there are surplus funds available to the state highway commission and such funds have not in all cases been expended or have not been allocated to existing or future use; and

Whereas, it is necessary for the General Assembly to have at its disposal all available, factual, and indisputable information regarding the availability and use of highway funds in order that proper budgetary decisions may be made; *Now, Therefore,*

Be It Resolved by the Senate, the House Concurring, That the legislative council be authorized to appoint a study committee consisting of appropriate

members of the transportation committees of the House and Senate, and nonlegislative members it may deem desirable, for the purpose of studying and determining the exact amount of funds available to the state highway commission, the manner of expending and allocating such funds, the priorities given to the allocation and expenditure of such funds for the construction or improvement of interstate highways and primary highways of eighteen feet and twenty-four feet width, and in general the budgetary processes exercised by the state highway commission; and

Be It Further Resolved, That the study committee make a report of its findings and recommendations to the legislative council and the members of the first session of the Sixty-fourth General Assembly, accompanied by any necessary legislation designed to carry out its recommendations.

REPORT OF CONFERENCE COMMITTEE
(House File 1197)

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to consider the difference between the Senate and the House of Representatives on House File 1197, a bill for an Act relating to vacations for state employees, respectfully submit the following recommendations.

1. That the Senate recede from its amendments.
2. Amend House File 1197, page 1, as follows:
 - a. By inserting after line 8 the following subsections:
 - a. By striking from line sixteen (16) the word "fifteenth" and inserting in lieu thereof the word "twelfth".
 - b. By striking from line eighteen (18) the word "fifteenth" and inserting in lieu thereof the word "twelfth".
 2. By renumbering the subsequent subsections.
 3. By striking from line 18 the word "fifteenth" and inserting in lieu thereof the word "twelfth".
 4. Line 19, by striking the word "sixteenth" and inserting in lieu thereof the word "thirteenth".

On the part of the House:

FLOYD P. EDGINGTON, Chairman
FRANK A. CRABB
DENNIS L. FREEMAN
DALE T. CROSIER

On the part of the Senate:

CHESTER O. HOUGEN, Chairman
PEARLE P. DeHART
MINNETTE DODERER
EDWARD E. NICHOLSON

BILLS ASSIGNED TO COMMITTEE

President Jepsen announced the assignment of the following bills to committee:

- H. F. 448 State government
H. F. 1188 Schools
H. F. 1275 County government
H. F. 1333 Commerce
H. F. 1336 Environmental preservation

REPORTS OF COMMITTEES

Senator Clarke submitted the following report:

MR. PRESIDENT: Your committee on state government, to which was referred **Senate File 1238**, a bill for an act establishing a state area vocational-technical school and community college board, and transferring property and funds to the board, begs leave to report it has had the same under consideration and recommends the same **do not pass**.

HUGH H. CLARKE, Chairman

Ordered passed on file.

Senator Lamborn submitted the following report:

MR. PRESIDENT: Your committee on transportation, to which was referred **House File 1163**, a bill for an act relating to the use of flashing signal lights and stop arms by school buses in cities and towns, begs leave to report it has had the same under consideration and recommends the same **do pass**.

CLIFTON C. LAMBORN, Chairman

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend Senate File 1052 by striking all after the enacting
- 2 clause and inserting in lieu thereof the following:
- 3 Section 1. For the purposes of this Act:
- 4 1. "Physician" means a physician and surgeon, osteopathic
- 5 physician, or osteopathic physician and surgeon, licensed to
- 6 practice in this state.
- 7 2. "Hospital" means a hospital accredited by the joint
- 8 commission on accreditation of hospitals.
- 9 Sec. 2. Any person, other than a physician terminating a
- 10 pregnancy in a hospital, who willfully administers any drug or
- 11 other substance to any woman or uses any instrument or other
- 12 means on any woman with an intent to terminate the woman's
- 13 pregnancy shall be punished by imprisonment in the penitentiary
- 14 for not more than fifteen years and a fine of not more than three
- 15 thousand dollars.
- 16 Sec. 3. No hospital or person shall be required to partici-
- 17 pate in the termination of a pregnancy. Refusal by any hospital
- 18 or any person shall not form the basis for any claim for damages
- 19 or for disciplinary or other recriminatory action.
- 20 Sec. 4. Section one hundred forty-seven point fifty-six
- 21 (147.56), subsection six (6), Code 1966, is hereby amended by
- 22 striking from line two (2) the words "a criminal abortion" and
- 23 inserting in lieu thereof the words "an illegal termination of
- 24 pregnancy".
- 25 Sec. 5. Section seven hundred one point one (701.1), Code
- 26 1966, is hereby repealed.
- 27 Sec. 6. Section seven hundred twenty-five point five
- 28 (725.5), Code 1966, is hereby amended by striking from line ten
- 29 (10) the word "abortion" and inserting in lieu thereof the words
- 30 "an illegal termination of pregnancy".

COMMITTEE ON SOCIAL SERVICES
ERNEST KOSEK, Chairman

1 Amend Senate File 1060 as follows:

2 1. Page 1, line 12, by striking the word "to".

3 2. Page 1, by striking lines 13 and 14 and inserting in lieu
4 thereof the following:

5 "and reappropriated as follows:

6 1. There is hereby appropriated to the department of
7 social services, bureau of corrections, from the funds so trans-
8 ferred, fifty thousand (50,000) dollars which may be used, to-
9 gether with such funds as may be available from any other source,
10 for remodeling and developing any portion of the existing men's
11 reformatory at Anamosa for use as a regional detention facility,
12 or alternatively for developing on land at said reformatory or
13 on land now owned by the state in the immediate vicinity there-
14 of a regional detention facility. Such facility shall be
15 used for the incarceration and rehabilitation of persons serv-
16 ing sentences in or sentenced to any state penal or correctional
17 facility or county jail in this state whose needs the commis-
18 sioner of social services or his designee concludes would best
19 be met by the regional detention facility. If the funds here-
20 in appropriated are insufficient to develop such a facility by
21 either of the procedures specified, the department of social
22 services shall present detailed plans and specifications, to-
23 gether with an accurate estimate of the cost of developing
24 such a facility at or in the immediate vicinity of the Anamosa
25 reformatory, to the first session of the sixty-fourth general
26 assembly. Any unencumbered balance remaining on June 30, 1973,
27 of the appropriation made by this subsection shall revert to
28 the general fund of the state on that date.

29 2. There is hereby appropriated to the department of so-
30 cial services, bureau of income maintenance, all of the un-
31 expended and unencumbered balance of the appropriation transferred
32 by this Act, less the amount appropriated by subsection one (1)
33 of this section, to be used to supplement the funds".

34 3. Page 1, by inserting after line 24 the following new sec-
35 tions and renumbering the succeeding section accordingly:

36 "Each county from which an inmate of the regional deten-
37 tion facility developed pursuant to section one (1), subsec-
38 tion one (1), of this Act was sentenced to a term all or any
39 part of which such inmate is serving in the facility, shall
40 reimburse the department of social services for such portion
41 as shall be provided by law of the daily cost of maintenance
42 of such inmate in the facility. The average daily cost of
43 maintenance of an inmate in the facility shall be computed,
44 and the respective counties shall be advised of the proportionate
45 amounts thereof due the state under this section and shall remit
46 such amounts, at the times and in the manner provided for mental
47 health institutes by section two hundred thirty point twenty
48 (230.20) of the Code, as amended by chapter two (2), section
49 five (5), and chapter one hundred ninety-six (196), section
50 five (5), Acts of the Sixty-second General Assembly. The
51 amounts so received by the department of social services from
52 the respective counties may be used by the department to sup-
53 plement appropriated funds for the cost of operating the
54 regional detention facility."

55 "Section four hundred forty-four point twelve (444.12),
56 Code 1966, as amended by chapter two hundred two (202), sec-

57 tion two (2), Acts of the Sixty-second General Assembly, and
 58 further amended by chapter one hundred twenty-eight (128),
 59 section eighteen (18), chapter one hundred fifty-seven (157),
 60 section forty-seven (47), and chapter one hundred sixty-two
 61 (162), section six (6), Acts of the Sixty-third General Assembly,
 62 First Session, is hereby further amended by striking from
 63 line twenty-one (21) the word 'and' and inserting in lieu there-
 64 of the words 'for the cost of maintenance of persons sentenced
 65 by any court in the county and serving all or any portion of
 66 such sentence in the regional detention facility developed pur-
 67 suant to section one (1), subsection one (1) of this Act,'".

68 4. Page 1, line 4, by inserting after the word "Anamosa," the
 69 words "to be used to develop a regional detention facility at
 70 or near the existing men's reformatory at Anamosa and".

71 5. Page 1, line 6, by inserting before the period the words "and
 72 to provide for reimbursement of the state by counties for a por-
 73 tion of the cost of operating said regional detention facility".

CLIFTON C. LAMBORN

1 Amend the Clarke amendment to Senate File 1303, line 3,
 2 by striking the word and figures "eight (8)" and inserting
 3 in lieu thereof the word and figures "seven (7)".

HUGH H. CLARKE

1 Amend Senate File 1312 as follows:

2 Page 2, line 23, by inserting after the word "appropriations"
 3 the words "for the fiscal year ending June 30, 1971,".

CLIFTON C. LAMBORN

1 Amend Senate File 1312 as follows:

2 1. By striking on page 4, line 1, the figures
 3 "12,300,000.00" and inserting in lieu thereof the
 4 figures "12,800,000.00".

5 2. By striking on page 4, line 4, the figures
 6 "35,974,410.00" and inserting in lieu thereof the
 7 figures "36,474,410.00".

MINNETTE DODERER
 ERNEST KOSEK
 WILLIAM REICHARDT
 GEORGE O'MALLEY
 JOHN WALSH
 ANDREW G. FROMMELT

1 Amend Senate File 1312, page 4, line 12, by inserting after
 2 the period the following sentence: "There is hereby appropriated
 3 to the state conservation commission from the general fund of the
 4 state the sum of twenty-five thousand (25,000) dollars for fur-
 5 nishings and equipment at the new state conservation education
 6 training center, Spring Brook state park."

ALDEN J. ERSKINE
 ALAN SHIRLEY
 GLEN BORTELL

- 1 Amend Senate File 1312 by striking lines
2 10 through 14 on page 9.

ARTHUR. A. NEU
LUCAS J. DeKOSTER
HUGH H. CLARKE
JOHN WALSH
JAMES A. POTGETER
WILSON DAVIS
PEARLE DeHART
THOMAS J. FREY
ROGER SHAFF
H. L. OLLENBURG
CLIFTON C. LAMBORN
RALPH POTTER
LEE H. GAUDINEER, JR.
GEORGE O'MALLEY
ALAN SHIRLEY
MINNETTE DODERER

- 1 Amend Senate File 1312 as follows:
2 1. By inserting after line twenty-nine (29), page nine
3 (9), the following new section:
4 "There is hereby transferred to the state comptroller
5 from the printing board appropriation provided in chapter one (1),
6 section one (1), subsection twenty-five (25), Acts of the Sixty-
7 third General Assembly, First Session, the sum of eight thousand
8 (8,000) dollars for the Iowa Academy of Science for the fiscal
9 year beginning July 1, 1970 and ending June 30, 1971."
10 2. By renumbering the following section.

CHARLES F. BALLOUN
FRANCIS J. MESSERLY

- 1 Amend the Gaudineer, et al., amendment to House File 1169,
2 filed March 31, 1970, line 5, by striking the word "four"
3 and inserting in lieu thereof the word "two".

LEE H. GAUDINEER, JR.
ROBERT R. RIGLER

On motion of Senator Rigler, the Senate adjourned until 9:00 a.m.,
Thursday, April 2, 1970.

JOURNAL OF THE SENATE

EIGHTY-FIRST DAY

SENATE CHAMBER,
DES MOINES, IOWA, THURSDAY, APRIL 2, 1970.

The Senate met in regular session, President Jepsen presiding.

Prayer was offered by the Reverend Albert Clement, pastor of the Grace United Methodist Church, North Liberty, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Wednesday, April 1, 1970, was approved.

DISTINGUISHED GUEST

President Jepsen welcomed to the Senate the Honorable Gordon W. McKay, State Senator from Benn, Oregon, who was seated in the balcony with Mrs. McKay.

VISITORS

A group of students from the Greater Des Moines Education Center, Des Moines, Iowa, accompanied by Mrs. Glenda Chateauvert, daughter of Senator Bortell.

Two students from the University of Iowa, Iowa City, Iowa, Vicki and Craig Brownlee, daughter and son of Senator Brownlee.

Fifty senior students from Twin Cedars Consolidated School, accompanied by Kenneth Howard.

Seventy-five students from East High School, Des Moines, Iowa, accompanied by Mr. Schakel.

Twenty-four students from Ames Central Junior High School, Ames, Iowa, accompanied by Lyle Fitzgerald.

ADOPTION OF SENATE CONCURRENT RESOLUTION 108

Senator Balloun called up for consideration the following resolution and moved its adoption:

SENATE CONCURRENT RESOLUTION 108

By Balloun, Messerly, Coleman and Gaudineer

Whereas, the cost of state printing is increasing; and

Whereas, all departments of state government are publishing greater volumes of material; and

Whereas, the publication of materials by all state departments may result in unnecessary duplication; and

Whereas, the need exists to study the necessity of continuing to publish reports presently provided for by law; *Now, Therefore*,

Be It Resolved by the Senate, the House Concurring, That a committee, composed of the Superintendent of Printing, the Director of the Iowa Development Commission, the Director of the Office of Planning and Programming, and a representative of the Budget and Financial Control Committee who shall be the chairman, be directed to review all printing which is required by law to determine the need for such printing, the quantity to be printed, and to establish the need for the quantity printed and report its findings to the Budget and Financial Control Committee; and

Be It Further Resolved, That the Budget and Financial Control Committee review the report and prepare and submit its findings and recommendations to the members of the Sixty-fourth General Assembly, First Session, with accompanying legislative bill drafts necessary to carry out the recommendations of the committee.

The motion prevailed and the resolution was adopted.

The Senate stood at ease until the fall of the gavel.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Chair announced the special order of business for the consideration of Senate File 1312.

CONSIDERATION OF BILLS

Senate File 1312

On motion of Senator Messerly, Senate File 1312, a bill for an act relating to budgeting and financing of governmental programs, was taken up and considered.

Senator Messerly offered the following amendment filed by him and moved its adoption:

Amend Senate File 1312 as follows:

1. Page 1, line 5, by striking the words and figure "subsection five (5),".
2. Page 1, by striking from lines 20 and 21 the words "Notwithstanding the provisions of subsection five (5), the" and inserting in lieu thereof the word "The".
3. Page 3, by striking from lines 31 and 32 the words "subsection four (4),".
4. Page 7, line 21, by striking the word "secure" and inserting in lieu thereof the word "obtain".

The amendment was adopted.

Senator Hougen offered the following amendment by Senators Hougen, et al.:

Amend Senate File 1312 as follows:

1. Page 1, by striking lines 9 through 19, inclusive, and inserting in lieu thereof the following:

"5. a. During the last quarter of the fiscal years ending June 30, 1972 and June 30, 1973 an amount equal to ten percent of the net receipts from the sales tax collected under division four (IV) of this chapter for such fiscal years, less the amount transferred for motor vehicle registration plates, shall be transferred to the road use tax fund created by section three hundred twelve point one (312.1) of the Code. The remainder shall be credited to the general fund.

b. During the last quarter of the fiscal year ending June 30, 1974, and each fiscal year thereafter, an amount equal to ten percent of the net receipts from two-thirds of the sales tax collected under division four (IV) of this chapter for the fiscal year, less the amount transferred during such fiscal year for motor vehicle registration plates, shall be transferred to the road use tax fund created by section three hundred twelve point one (312.1) of the Code. The remainder of the net receipts from the sales tax shall be credited to the general fund."

2. Page 2, by adding in line 19 after the word "fund" the words "and such credit to the general fund of all such net receipts less the deduction for motor vehicle registration plates, shall be considered a loan to be repaid pursuant to the provisions of subsection five (5), subdivision a, of this section, as created by this Act".

President pro tempore Lange took the chair at 11:28 a.m.

Senator Hougen offered the following amendment to the amendment and moved its adoption:

Amend the Hougen, et al., amendment, filed March 30, 1970, to Senate File 1312, line 5, after the word "percent" by adding the following:

" , not to exceed five million dollars (\$5,000,000.00) per annum,".

The amendment to the amendment was adopted.

Senator Hougen moved the adoption of the amendment as amended.

Division was called for.

The amendment as amended lost.

Senator Lamborn offered the following amendment:

Amend Senate File 1312 as follows:

Page 2, line 23, by inserting after the word "appropriations" the words "for the fiscal year ending June 30, 1971,".

Senator Lamborn moved the adoption of the amendment and called for a division.

The amendment was adopted.

Senator Gaudineer offered the following amendment and moved its adoption:

Amend Senate File 1312, page 8, by adding after line 4 the following new paragraph:

"During the fiscal year ending June 30, 1971, the highway commission may expend from the primary road construction fund an amount not to exceed three million dollars in addition to the limits set by section three hundred thirteen point twenty-one (313.21) of the Code for the purposes set forth in such section."

The amendment was adopted.

On motion of Senator Rigler, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Jepsen presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the conference committee report and the amendments contained therein and passed:

House File 1197, a bill for an act relating to vacations for state employees.

Also: That the House has refused to concur in Senate amendment to the following bill in which the concurrence of the House was asked:

House File 1294, a bill for an act relating to the taxation of financial institutions.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1346, a bill for an act relating to the furnishing of medical care and services to individuals and families whose income and resources are insufficient to meet necessary care.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 356, a bill for an act to provide authority to the department of social services for commitment of neglected, dependent and delinquent children.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 640, a bill for an act relating to school budget hearings.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1153, a bill for an act relating to certifying copies of driving record of persons subject to the motor vehicle financial responsibility law.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 356

Amend Senate File 356 as follows:

1. Page one (1), line eleven (11), insert after the word "services" the words "or his designee".
2. Page one (1), line nineteen (19), insert after the word "services" the words "or his designee".
3. Page two (2), line two (2), insert after the word "services" the words "or his designee".
4. Page two (2), line five (5), insert after the word "services" the words "or his designee".

HOUSE AMENDMENT TO SENATE FILE 640

Amend Senate File 640 as follows:

1. By striking everything after the enacting clause and inserting in lieu thereof the following:

Section. 1. Chapter three hundred fifty-six (356), section two (2), subsection two (2), Acts of the Sixty-second General Assembly, is hereby amended as follows:

1. By striking from line seven (7) everything after the period.

2. By striking lines eight (8) through ten (10), inclusive.

Sec. 2. Chapter three hundred fifty-six (356), section two (2), subsection four (4), Acts of the Sixty-second General Assembly, is hereby amended as follows:

1. By inserting in line nineteen (19) after the word "growth" as following:

"for the state. The cost of living index for the year, as compiled by the United States Bureau of Labor Statistics, shall be averaged with the state growth to establish the percent of allowable growth to be used".

2. By striking line twenty-four (24), and inserting in lieu thereof the following:

"on or before February fifteenth of each year. For the purpose of this subsection, 'year' means calendar year.

The percent of allowable growth for the year ended December 31, 1969, shall be six point one percent. This percent of allowable growth shall be in lieu of the above computation for use in the fiscal year budgets beginning July 1, 1970, and ending June 30, 1971, and for that one year only."

Sec. 3. Chapter three hundred fifty-six (356), section two (2), subsection five (5), Acts of the Sixty-second General Assembly, is hereby amended as follows:

1. By striking from line twenty-seven (27) the words "percent of".

2. By inserting in line twenty-eight (28) after the word "growth" the words "expressed in dollars".

Sec. 4. Chapter three hundred fifty-six (356), section two (2), Acts of the Sixty-second General Assembly, is hereby amended by adding the following subsection:

"6. The 'allowable reimbursable expenditure' for computing payment of state equalization aid for each of the several school districts of the state for the current school

year shall be the amount determined by adding the dollar increase in the adjusted state average reimbursable expenditure determined in subsection five (5) of this section to each district's allowable reimbursable expenditures per pupil approved by the committee for the past year. This per pupil dollar figure, or an allowable per pupil expenditure as determined by the school budget review committee, shall be multiplied by the projected average daily membership as determined in section thirty-four (34), chapter three hundred fifty-six (356), Acts of the Sixty-second General Assembly to determine total allowable reimbursable expenditure."

Sec. 5. Chapter three hundred fifty-six (356), section four (4), Acts of the Sixty-second General Assembly, is hereby repealed and the following enacted in lieu thereof:

"The state comptroller shall determine the basic school tax by computing the millage necessary to raise an amount equal to forty percent of the total of net proposed general fund expenditures of all school districts in the basic school tax unit. Net proposed general fund expenditures shall be computed by each school district by determining proposed general fund expenditures, and subtracting therefrom the following:

1. Estimated state equalization aid.
2. Returned state income tax.
3. Other miscellaneous income.
4. Unencumbered balance.

For purposes of computing the basic school tax, the requirements of chapter twenty-four (24) of the Code relating to budget estimates, and any other conflicting provisions of law, are superseded by the provisions of this section.

The county auditor shall spread the basic school tax levy at a uniform rate over all taxable property in the basic school tax unit. In the case of joint districts the levy shall be spread in the same manner as previously employed for the purpose of making other school levies in such circumstances. The money collected from the levy shall be placed by the county treasurer in the basic school tax equalization fund."

Sec. 6. Chapter three hundred fifty-six (356), section five (5), Acts of the Sixty-second General Assembly, is hereby amended by striking from line two (2) the words "state tax commission" and inserting in lieu thereof the words "department of revenue".

Sec. 7. Chapter three hundred fifty-six (356), section six (6), Acts of the Sixty-second General Assembly, is hereby amended as follows:

1. By striking line one (1).
2. By striking from line two (2) the words "year thereafter," and inserting in lieu thereof the words "The state comptroller shall, not later than November 1 of each year,".

Sec. 8. Chapter three hundred fifty-six (356), section eight (8), Acts of the Sixty-second General Assembly, is hereby amended as follows:

1. By striking from line five (5) the words "in average

daily membership. A report of”.

2. By striking lines six (6) and seven (7) and inserting in lieu thereof the following:

“fall enrollment for the current year as certified to the state comptroller by the department of public instruction. A report of the distributions so made shall be certified by each county treasurer to the state department of public instruction.

The fall enrollment figure for each school district shall be compared with the average daily membership for the same school year by the state department of public instruction. In the event of substantial variance, in any school district, that district shall be called upon to explain the variance to the budget review committee, which may order a reduction in county equalization funds for the next school year immediately following the year of variances in proportion to any variances or part thereof not satisfactorily explained.”

Sec. 9. Chapter three hundred fifty-six (356), section twelve (12), Acts of the Sixty-second General Assembly, is hereby amended by striking from line fifteen (15) the word “commission” and inserting in lieu thereof the word “department”.

Sec. 10. Chapter three hundred fifty-six (356), section thirteen (13), Acts of the Sixty-second General Assembly, as amended by chapter two hundred fifty-seven (257), section one (1), Acts of the Sixty-third General Assembly, First Session, is hereby further amended by inserting in line five (5) after the period the words “For the purpose of this determination, ‘school’ includes public and nonpublic schools.”

Sec. 11. Chapter three hundred fifty-six (356), section fourteen (14), Acts of the Sixty-second General Assembly, is hereby repealed and the following enacted in lieu thereof:

“State aid payable to each public school district shall be computed by the state comptroller on the basis of a financial support factor. The financial support factor for the state is the relationship between total pupils in the state, determined by adding the average daily membership and school census for all districts and dividing the sum by two, and total wealth in the state, determined by adding the adjusted gross income and the adjusted real value of all taxable property. The adjusted real value of taxable property is the actual real value modified so that it is on a seventy to thirty ratio to the adjusted gross income.

The financial support factor for each district is determined in the same manner, based upon the relationship between total pupils and total wealth in the district, except that the adjusted real value of taxable property in the district is determined by modifying the actual real value by the same percentage that the actual real value of taxable property in the state was modified.

Twenty-five percent of the ratio of the local to the state support factor subtracted from one shall determine the percent of state aid applicable to each district’s allowable general fund expenditure less the district’s share of the

county basic school tax equalization fund."

Sec. 12. Chapter three hundred fifty-six (356), section fifteen (15), Acts of the Sixty-second General Assembly, as amended by chapter two hundred fifty-eight (258), section one (1), Acts of the Sixty-third General Assembly, First Session, is hereby further amended by inserting in line twenty-three (23) after the word "from" the words "clearing accounts,".

Sec. 13. Chapter three hundred fifty-six (356), section seventeen (17), Acts of the Sixty-second General Assembly, is hereby amended as follows:

1. By striking from line ten (10) the words "forthwith draw warrants," and inserting in lieu thereof the words "draw warrants in payment of the amount of aid payable to each of the districts in three installments to be paid on approximately the first day of September (estimate), February, and May,".

2. By inserting in line thirteen (13) after the word "Iowa" the words " , unless he is instructed by the school budget review committee to withhold payment".

Sec. 14. Chapter three hundred fifty-six (356), section nineteen (19), Acts of the Sixty-second General Assembly, is hereby amended by striking from line three (3) the words "by the county auditor".

Sec. 15. Chapter three hundred fifty-six (356), section thirty-four (34), Acts of the Sixty-second General Assembly, is hereby amended as follows:

1. By striking all of lines one (1) through nine (9), inclusive.

2. By striking all of lines twenty-five (25) through thirty-seven (37), inclusive, and inserting in lieu thereof the following:

"The school budget review committee is authorized to review any and all school budgets, including county school systems, and may call in officers of any and all school districts or systems for hearings.

In addition the school budget review committee shall review the budgets of all school districts whose budgets per pupil in projected average daily membership exceed the adjusted state average reimbursable expenditure by more than twenty percent or whose budgets exceed the allowable reimbursable expenditure as computed in section two (2), subsection six (6), chapter three hundred fifty-six (356), Acts of the Sixty-second General Assembly.

No state equalization aid shall be paid on any expenditures per pupil which exceed the adjusted state average reimbursable expenditure by more than twenty percent for the fiscal year beginning July 1, 1970, nor more than ten percent for the fiscal year beginning July 1, 1971, and in any fiscal year thereafter no state equalization aid shall be paid on any expenditures which exceed the adjusted reimbursable state average per pupil expenditure. Also, no state equalization aid shall be paid on any amounts which exceed the allowable reimbursable expenditure as computed in section two (2), subsection six (6), chapter three

hundred fifty-six (356), Acts of the Sixty-second General Assembly, except as follows:

The committee may however permit a school district to share in the equalization aid based upon such excess expenditures if that school district can support with facts and information that its needs and circumstances are unique and unusual. Such unique and unusual needs and circumstances may be considered by the committee including but not limited to any unusual increases or decreases in enrollments, natural disasters, unusual transportation problems, and initial staffing problems.

No expenditure in excess of the allowable reimbursable expenditure as computed in section two (2), subsection six (6), chapter three hundred fifty-six (356), Acts of the Sixty-second General Assembly, shall be used as a base for determining the next year's allowable reimbursable expenditure unless such additional amount has been approved by the budget review committee.

Failure by any school district to provide information or appear before the committee as requested for the accomplishment of review or hearing shall constitute justification for the committee to instruct the state comptroller to withhold state aid until said committee's inquiries are satisfied completely."

Sec. 16. Chapter three hundred fifty-six (356), section thirty-five (35), Acts of the Sixty-second General Assembly, is hereby repealed and the following enacted in lieu thereof:

"Not later than December first each year beginning in December, 1970, for the fiscal year beginning July 1, 1971, and ending June 30, 1972, and December first for each fiscal year thereafter, the board of directors of each school corporation shall set a tentative limitation in dollars of the amount the district may spend on each program in the system as defined by the school budget review committee and in the form which they shall so prescribe. This prospectus of program and allotted dollars as approved by the board shall govern the superintendent when preparing the proposed budget for that year. These limitations submitted by the board of directors to the superintendent of schools for the district shall be promptly forwarded to the school budget review committee."

Sec. 17. Chapter three hundred fifty-six (356), sections fifty (50), fifty-three (53), and fifty-four (54), Acts of the Sixty-second General Assembly, are hereby repealed.

Sec. 18. Chapter three hundred fifty-six (356), Acts of the Sixty-second General Assembly, is hereby amended by adding the following section:

"For the school fiscal year beginning July 1, 1970, and ending June 30, 1971, the general fund expenditure per pupil for the fiscal year 1969-1970 shall not be exceeded by more than six point one percent.

However, if any school district is required to create any new teaching, supervisory, or administrative positions for the fiscal year beginning July 1, 1970, and ending June 30, 1971, in order to comply with section two hundred fifty-seven

point twenty-five (257.25) of the Code, the salaries paid to the teachers, supervisors, or administrators employed in such positions shall not be subject to the expenditure limitations provided in this section.

Sec. 19. Section two hundred ninety-eight point one (298.1), Code 1966, as amended by Senate File one thousand eighty-three, Acts of the Sixty-third General Assembly, Second Session, is hereby repealed and the following enacted in lieu thereof:

"The board of each school corporation shall estimate the amount of the proposed expenditures and proposed receipts for the general school purposes at a time and in a manner to effectuate the provisions of chapter three hundred fifty-six (356), Acts of the Sixty-second General Assembly. Compliance with chapter twenty-four (24) of the Code shall be observed.

Prior to compliance with section twenty-four point nine (24.9) of the Code, the superintendent of the county school systems shall call a joint meeting of school superintendents and school board members for all of the local districts within the county basic school tax unit. The time and place for such joint meetings shall be set by the superintendent of the county school system, and shall so notify the chairman of the school budget review committee.

The purpose of the joint meeting shall be for a review of the budgets of the several school districts within the county basic school tax units, and for the discussion of common problems within the county basic unit."

Sec. 20. Section two hundred ninety-one point nine (291.9), subsection one (1), Code 1966, is hereby amended by striking from line five (5), the word "twenty-one" and inserting in lieu thereof the word "nineteen".

Sec. 21. This Act, being deemed of immediate importance, shall take effect and be in force from and after its publication in *The Progress-Review*, a newspaper published in LaPorte City, Iowa, and in the *Emmetsburg Reporter*, a newspaper published in Emmetsburg, Iowa.

2. Amend the title by adding after the word "hearings" the following:

"; the basic school tax formula and allocation of state equalization aid to public schools; establishment of certain limitations for school district expenses; provision for and program budgeting development within the individual school districts".

HOUSE AMENDMENT TO SENATE FILE 1153

Amend Senate File 1153 as follows:

1. Page 1, line 7, by striking all after the word "words" and inserting the following: "'of one dollar' and inserting in lieu hereof the words 'of two dollars'".

2. By striking all of lines 8 through 11.

HOUSE MESSAGE CONSIDERED

House File 1346, a bill for an act relating to the furnishing of medical care and services to individuals and families whose income and resources are insufficient to meet the cost of necessary medical care and services.

Read first time and **passed on file**.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Mogged, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 1157, 1171 and 1281.

CHARLES G. MOGGED
Chairman, Senate Committee
ELIZABETH SHAW
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: Senate Files 1157, 1171 and 1281.

BILLS SENT TO THE GOVERNOR

Senator Mogged, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 2nd day of April, 1970, sent to the Governor for his approval: Senate Files 1157, 1171 and 1281.

CHARLES G. MOGGED, Chairman

Passed on file.

SPECIAL ORDER CONTINUED

Senate File 1312

The Senate resumed consideration of Senate File 1312.

Senator Doderer offered the following amendment filed by Senators Doderer, et al., and moved its adoption:

- 1 Amend Senate File 1312 as follows:
- 2 1. By striking on page 4, line 1, the figures
- 3 "12,300,000.00" and inserting in lieu thereof the
- 4 figures "12,800,000.00".
- 5 2. By striking on page 4, line 4, the figures
- 6 "85,974,410.00" and inserting in lieu thereof the

7 figures "36,474,410.00".

Roll call was requested.

On the question "Shall the Doderer, et al., amendment be adopted?" (S.F. 1312) the vote was:

Rule 24 was invoked.

Ayes, 24:

Coleman	Gaudineer	Neu	Schaben
DeHart	Glenn	O'Malley	Shaff
Denman	Hill	Orr	Shirley
Dodds	Klink	Palmer	Van Gilst
Doderer	Kosek	Potter	Walsh
Frommelt	Lamborn	Reichardt	Weimer

Nays, 35:

Anderson	Curran	Kyhl	Ollenburg
Arbuckle	Davis	Lange	Parker
Balloun	DeKoster	Laverty	Potgeter
Bass	Erskine	Leonard	Rabedeaux
Bortell	Frey	Lucken	Rigler
Briles	Gilley	Messerly	Smith
Brownlee	Griffin	Mogged	Stephens
Clarke	Hougen	Mowry	Thordsen
Conklin	Keith	Nicholson	

Voting present, 1:

Sullivan (under Rule 24)

Absent or not voting, 1:

McGill

The amendment lost.

Senator Erskine offered the amendment by Senators Erskine, Shirley and Bortell and moved its adoption:

Amend Senate File 1312, page 4, line 12, by inserting after the period the following sentence: "There is hereby appropriated to the state conservation commission from the general fund of the state the sum of twenty-five thousand (25,000) dollars for furnishings and equipment at the new state conservation education training center, Spring Brook state park."

Roll call was requested.

On the question "Shall the Erskine, et al., amendment be adopted?" (S.F. 1312) the vote was:

Ayes, 33:

Arbuckle	Curran	Klink	Messerly
Bass	Erskine	Kosek	Mogged
Bortell	Gilley	Kyhl	Mowry
Briles	Griffin	Lamborn	Ollenburg
Brownlee	Hougen	Laverty	Parker
Clarke	Keith	Lucken	Potgeter

Potter	Rigler	Smith	Sullivan
Rabedeaux	Shirley	Stephens	Thordsen
Reichardt			

Nays, 24:

Anderson	Dodds	Hill	Palmer
Balloun	Doderer	Lange	Schaben
Coleman	Frey	Leonard	Shaff
Conklin	Frommelt	Neu	Van Gilst
DeHart	Gaudineer	O'Malley	Walsh
DeKoster	Glenn	Orr	Weimer

Absent or not voting, 4:

Davis	Denman	McGill	Nicholson
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The amendment was adopted.

Senator Glenn offered the following amendment and moved its adoption:

- 1 Amend Senate File 1312 as follows:
- 2 Page 8, line 26, by striking the word "twenty"
- 3 and inserting in lieu thereof the word "ten".

The amendment lost.

Senator O'Malley asked and received unanimous consent to withdraw the amendment filed by him on March 31, 1970, and found on page 1143 of the Senate Journal.

Senator O'Malley offered the following amendment:

Amend Senate File 1312, page 8, by striking from lines 28 and 29 the words "which has been suspended or revoked as the result of a traffic violation" and inserting in lieu thereof the words "which is, after notice and opportunity for hearing, suspended or revoked as a result of a violation involving the use of a motor vehicle".

Senator O'Malley offered the following amendment to the amendment by Senators O'Malley and Gaudineer and moved its adoption:

Amend the O'Malley amendment to Senate File 1312, filed April 2, 1970, by striking from lines 5 and 6 the words "as a result of a violation involving the use of a motor vehicle" and inserting in lieu thereof the words "pursuant to sections three hundred twenty-one point two hundred nine (321.209), three hundred twenty-one point two hundred ten (321.210), except subsection four (4) thereof, and three hundred twenty-one B point seven (321B.7) of the Code".

The amendment to the amendment was adopted.

On motion of Senator O'Malley, the amendment as amended was adopted.

Senator Neu offered the following amendment by Senators Neu, et al.:

- 1 Amend Senate File 1312 by striking lines
- 2 10 through 14 on page 9.

President pro tempore Lange took the chair at 3:20 p.m.

President Jepsen took the chair at 3:40 p.m.

Senator Mowry moved to substitute the following amendment for the Neu, et al., amendment:

1. Amend Senate File 1312, page 9, line 11, by striking the words "establish and".
2. Amend page 9, line 13, by inserting after the word "the" the word "anticipated".

President pro tempore Lange took the chair at 3:50 p.m.

Division was called for.

The motion prevailed, and the Mowry amendment was substituted for the Neu, et al., amendment.

On motion of Senator Mowry, the amendment was adopted.

Senator Walsh moved to reconsider the vote by which the Hougen, et al., amendment as amended was adopted, which motion prevailed.

President Jepsen took the chair at 4:32 p.m.

Senator Hougen moved to reconsider the vote by which the Hougen amendment to the Hougen, et al., amendment was adopted, which motion prevailed.

Senator Hougen offered the following amendment to the amendment and moved its adoption:

Amend the Hougen, et al., amendment to Senate File 1312, filed March 30, 1970, as follows:

1. By inserting in line 6 after the word "of" the words "two-thirds of".
2. By inserting in line 6 after the word "tax" the words "plus five million (5,000,000) dollars".

The amendment to the amendment was adopted.

Senator Hougen moved the adoption of the amendment as amended and requested a roll call.

On the question "Shall the Hougen, et al., amendment as amended be adopted?" (S.F. 1312) the vote was:

Ayes, 18:

Bass	Hougen	Mogged	Sullivan
Bortell	Keith	Potter	Van Gilst
DeHart	Klink	Reichardt	Walsh
Frey	Kyhl	Shirley	Weimer
Griffin	Lamborn		

Nays, 39:

Anderson	DeKoster	Kosek	Orr
Arbuckle	Denman	Laverty	Palmer
Balloun	Dodds	Leonard	Potgeter
Briles	Doderer	Lucken	Rabedeaux
Brownlee	Erskine	Messerly	Rigler
Clarke	Frommelt	Mowry	Schaben
Coleman	Gaudineer	Neu	Smith
Conklin	Gilley	Nicholson	Stephens
Curran	Glenn	Ollenburg	Thordsen
Davis	Hill	O'Malley	

Absent or not voting, 4:

Lange	McGill	Parker	Shaff
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The amendment as amended lost.

Senator Hougen asked and received unanimous consent to withdraw the amendment to the amendment filed by him on April 2, 1970, adopted and reconsidered.

Senator Gaudineer offered the following amendment and moved its adoption:

Amend Senate File 1312, page 8, by inserting in line 21 after the word "funds" the words "which are or would have been".

The amendment was adopted.

Senator Glenn offered the following amendment and moved its adoption:

Amend Senate File 1312 as follows:

1. Page 9, line 14, by adding the following new sentence after the period:

"Resident tuition charges at each such university shall not exceed five hundred fifty dollars per academic year, and tuition charges for any other period of study shall be pro-rated accordingly."

2. Page 9, line 14, by adding the following new section after the period:

"There is hereby annually appropriated out of any funds in the state treasury not otherwise appropriated a sum sufficient to reimburse the State University of Iowa, the Iowa State University of Science and Technology, and the University of Northern Iowa for deficiencies in their operating funds that may be incurred by reason of the difference between the resident tuition charges projected and certified as necessary by the board of regents, and the charge of five hundred fifty dollars per academic year."

3. By renumbering the following sections.

Roll call was requested.

On the question "Shall the Glenn amendment be adopted?" (S.F. 1312) the vote was:

Ayes, 8:

Coleman	Dodds	Frommelt	Palmer
Denman	Doderer	Glenn	Shirley

Nays, 45:

Anderson	DeKoster	Kyhl	Potgeter
Arbuckle	Erskine	Lamborn	Potter
Balloun	Frey	Leonard	Rabedeaux
Bass	Gaudineer	Lucken	Rigler
Bortell	Gilley	Messerly	Smith
Briles	Griffin	Mogged	Stephens
Brownlee	Hill	Mowry	Sullivan
Clarke	Hougen	Neu	Thordsen
Conklin	Keith	Nicholson	Van Gilst
Curran	KHnk	Ollenburg	Walsh
Davis	Kosek	Parker	Weimer
DeHart			

Voting present, 1:

Orr

Absent or not voting, 7:

Lange	McGill	Reichardt	Shaff
Laverty	O'Malley	Schaben	

The amendment lost.

Senator Gaudineer offered the following amendment filed by Senators Gaudineer and Clarke and moved its adoption:

Amend Senate File 1312, page 9, by adding after line 29 the following new section and renumbering the remaining section:

"Sec. 18. Chapter one (1), Acts of the Sixty-third General Assembly, First Session, is hereby amended by inserting after line one hundred forty (140) the following new sentences:

"The salaries for the narcotic enforcement personnel transferred to the department of public safety pursuant to Senate File two hundred thirty-eight (238), Acts of the Sixty-third General Assembly, Second Session, shall be as provided in a pay plan approved by the executive council, the provisions of chapter ninety-five (95), Acts of the Sixty-second General Assembly, notwithstanding."

The amendment was adopted.

Senator Balloun offered the following amendment filed by Senators Balloun and Messerly and moved its adoption:

Amend Senate File 1312 as follows:

1. By inserting after line twenty-nine (29), page nine (9), the following new section:

"There is hereby transferred to the state comptroller from the printing board appropriation provided in chapter one (1), section one (1), subsection twenty-five (25), Acts of the Sixty-third General Assembly, First Session, the sum of eight thousand (8,000) dollars for the Iowa Academy of Science for the fiscal

year beginning July 1, 1970 and ending June 30, 1971."

2. By renumbering the following section.

The amendment was adopted.

Senator Gaudineer offered the following amendment and moved its adoption:

Amend Senate File 1312, page 8, by striking in line 27 the words "an instruction permit," and by inserting in lieu thereof the word "a".

The amendment was adopted.

Senator Hill offered the following amendment and moved its adoption:

Amend Senate File 1312 by striking on page 1, lines 4 through 25, inclusive; page 2, lines 1 through 35, inclusive; and on page 3, lines 1 through 4, inclusive and by renumbering the remaining sections in conformity herewith.

Roll call was requested by Senator Frommelt.

On the question "Shall the Hill amendment be adopted?" (S.F. 1312) the vote was:

Rule 24 was invoked.

Ayes, 13:

Coleman	Gaudineer	Orr	Shirley
Dodds	Glenn	Palmer	Van Gilst
Doderer	Hill	Schaben	Weimer
Frommelt			

Nays, 41:

Anderson	Erskine	Laverty	Potgeter
Arbuckle	Frey	Leonard	Potter
Balloun	Gilley	Lucken	Rabedeaux
Bass	Griffin	Messerly	Rigler
Brownlee	Hougen	Mogged	Shaff
Clarke	Keith	Mowry	Smith
Conklin	Klink	Neu	Stephens
Curran	Kosek	Nicholson	Sullivan
Davis	Kyhl	Ollenburg	Thordsen
DeHart	Lamborn	Parker	Walsh
DeKoster			

Absent or not voting, 7:

Bortell	Denman	McGill	Reichardt
Briles	Lange	O'Malley	

The amendment lost.

Senator Potter offered the following amendment by Senators Potter, et al.:

Amend Senate File 1312, page 3, by striking lines 23 through

30, inclusive, and inserting after the period in line 22 the following sentence:

"There is hereby appropriated to the Iowa highway safety patrol from the general fund of the state for the fiscal year ending June 30, 1971, the sum of five hundred thousand (500,000) dollars for salaries in addition to amounts appropriated by chapter forty-six (46), Acts of the Sixty-third General Assembly, First Session."

Senator Potter offered the following amendment to the amendment and moved its adoption:

Amend the Potter, et al., amendment, filed April 2, 1970, to Senate File 1312, by striking lines 2 and 3 and inserting in lieu thereof the following: "30, inclusive, and inserting in lieu thereof the following as a new section and renumbering the remaining sections:".

The amendment to the amendment was adopted.

On motion of Senator Potter, the amendment as amended was adopted.

Senator Van Gilst offered the following amendment and moved its adoption:

Amend Senate File 1312, page 8, by inserting after line 29 the following new sentences: "Such twenty dollar fee shall be collected only if the person whose license was suspended or revoked was served personally with notice thereof. If the person whose license was suspended or revoked was served notice thereof by restricted certified mail, the reinstatement fee shall be ten dollars."

The amendment was adopted.

Senator Messerly moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1312) the vote was:

Rule 24 was invoked.

Ayes, 39:

Anderson	DeKoster	Laverty	Potgeter
Arbuckle	Erskine	Leonard	Potter
Balloun	Frey	Lucken	Rabedaux
Bass	Gilley	Messerly	Rigler
Brownlee	Griffin	Mogged	Shaff
Clarke	Hougen	Neu	Smith
Conklin	Keith	Nicholson	Stephens
Curran	Kosek	Ollenburg	Thordsen
Davis	Kyhl	O'Malley	Walsh
DeHart	Lamborn	Parker	

Nays, 16:

Coleman	Dodds	Doderer	Frommelt
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Gaudineer
Glenn
Hill

Klink
Mowry
Orr

Palmer
Schaben
Shirley

Sullivan
Van Gilst
Weimer

Absent or not voting, 6:

Bortell
Briles

Denman
Lange

McGill

Reichardt

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Messerly moved that the vote by which **Senate File 1312** passed the Senate be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON HOUSE FILE 1251

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to consider the difference between the Senate and the House of Representatives on House File 1251, a bill for an act relating to child labor, respectfully submit the following recommendations:

1. That the Senate recede from divisions 11 and 12 of its amendment.
2. That the House concur in divisions 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, and 26 of the Senate amendment.
3. That division 27 of the Senate amendment be amended by striking in line 78 of the printed amendment the words "with the reasonable and necessary cost of all" and inserting in lieu thereof the following: "participation, if he desires it at group rate cost, in group insurance for".

On the part of the Senate:

W. R. RABEDEAUX, Chairman
FRANCIS L. MESSERLY
HAROLD A. THORSDEN
WILLIAM D. PALMER

On the part of the House:

FRED MOHRFELD, Chairman
JOAN LIPSKY
RICHARD F. DRAKE
JAMES T. CAFFREY

REPORTS OF COMMITTEES

Senator Walsh submitted the following reports:

MR. PRESIDENT: Your committee on cities and towns, to which was referred **Senate File 438**, a bill for an act relating to annual readjustment of pensions, pension payments, pension benefits, and required years of service for retired firemen and policeman, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

JOHN M. WALSH, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns, to which was referred **House File 184**, a bill for an act relating to removal of dead or diseased trees, the assessments of costs and issuance of special assessment bonds therefor, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

JOHN M. WALSH, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns, to which was referred **House File 1093**, a bill for an act relating to joint planning commissions, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

JOHN M. WALSH, Chairman

Ordered passed on file.

Senator Briles submitted the following reports:

MR. PRESIDENT: Your committee on county government, to which was referred **House File 1275**, a bill for an act relating to deposits of public funds in banks, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JAMES BRILES, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on county government, to which was referred **House File 1332**, a bill for an act relating to exemption from taxation of levee and drainage districts, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JAMES BRILES, Chairman

Ordered passed on file.

Senator DeKoster submitted the following report:

MR. PRESIDENT: Your committee on judiciary, to which was referred **House File 101**, a bill for an act to increase the salary of municipal court judges, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

Amend House File 101 by striking from line 6 the word "ninety" and inserting in lieu thereof the word "eighty-five".

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

*Denotes a unanimous committee vote.

AMENDMENTS FILED

- 1 Amend the House amendment to Senate File 665, dated
- 2 March 12, 1970, by inserting after line 320 the following:
- 3 "I have have not previously been registered or
- 4 voted in this precinct.
- 5 My former residence in which I was registered or voted
- 6 was in the city or town of, county
- 7 of, state of"

HUGH H. CLARKE

- 1 Amend Senate File 1060 as follows:
- 2 1. Page 1, line 12, by striking the word "to".
- 3 2. Page 1, by striking lines 13 and 14 and inserting in lieu
- 4 thereof the following:

5 "and reappropriated as follows:

6 1. There is hereby appropriated to the department of
7 social services, bureau of corrections, from the funds so trans-
8 ferred, fifty thousand (50,000) dollars which may be used, to-
9 gether with such funds as may be available from any other source,
10 for remodeling and developing any portion of the existing men's
11 reformatory at Anamosa for use as a regional detention facility,
12 or alternatively for developing on land at said reformatory or
13 on land now owned by the state in the immediate vicinity there-
14 of a regional detention facility. Such facility shall be
15 used for the incarceration and rehabilitation of persons serv-
16 ing sentences in or sentenced to any state penal or correctional
17 facility or county jail in this state whose needs the commis-
18 sioner of social services or his designee concludes would best be
19 met by the regional detention facility. If the funds here-
20 appropriated are insufficient to develop such a facility by
21 either of the procedures specified, the department of social
22 services shall present detailed plans and specifications, to-
23 gether with an accurate estimate of the cost of developing
24 such a facility at or in the immediate vicinity of the Anamosa
25 reformatory, to the first session of the sixty-fourth general
26 assembly. Any unencumbered balance remaining on June 30, 1973,
27 of the appropriation made by this subsection shall revert to
28 the general fund of the state on that date.

29 2. There is hereby appropriated to the department of so-
30 cial services, bureau of income maintenance, all of the un-
31 expended and unencumbered balance of the appropriation transferred
32 by this Act, less the amount appropriated by subsection one (1)
33 of this section, to be used to supplement the funds".

34 3. Page 1, by inserting after line 24 the following new sec-
35 tion and renumbering the succeeding section accordingly:

36 "Sec. 2. Each county from which a person sentenced to the
37 county jail is transferred to serve all or any part of such sen-
38 tence in the regional detention facility developed pursuant to
39 section one (1), subsection one (1), of this Act, shall reimburse
40 the department of social services for the full cost of mainte-
41 nance of such person in the facility. The average daily cost of
42 maintenance of an individual in the facility shall be computed,
43 and the respective counties shall be advised of the amounts due
44 the department of social services under this section and shall
45 remit such amounts, at the times and in the manner provided by
46 law for the support of patients of state mental health insti-
47 tutes. Such amounts shall be deemed a charge the county is re-
48 quired to pay under section three hundred fifty-six point fif-
49 teen (356.15) of the Code. The amounts so received by the de-
50 partment of social services from the respective counties may
51 be used by the department to supplement appropriated funds for
52 the cost of operating the regional detention facility."

53 4. Page 1, line 4, by inserting after the word "Anamosa,"
54 the words "to be used to develop a regional detention facility
55 at or near the existing men's reformatory at Anamosa and".

56 5. Page 1, line 6, by inserting before the period the words
57 "and to provide for reimbursement of the state by counties for

58 a portion of the cost of operating said regional detention
59 facility".

CLIFTON C. LAMBORN

- 1 Amend the committee on appropriations amendment to Senate
- 2 File 1282, filed March 19, 1970, as follows:
- 3 1. By striking lines 11, 12, and 13.
- 4 2. Line 14, by striking the figure "1,500.00" and in-
- 5 serting in lieu thereof the figure "500.00".
- 6 3. Line 16, by striking the figure "3,864.63" and in-
- 7 serting in lieu thereof the figure "654.10".

JAMES W. GRIFFIN, SR.

- 1 Amend Senate File 1282, page 1, as follows:
- 2 1. Line 12, by striking the figure "550.00" and by
- 3 inserting in lieu thereof the figure "500.00".
- 4 2. By striking lines 14 and 15.
- 5 3. Line 16, by striking the figure "1,266.65" and
- 6 inserting in lieu thereof the figure "587.65".

JAMES W. GRIFFIN, SR.

- 1 Amend House File 808, page 3, by striking lines
- 2 1 through 10, inclusive, and inserting in lieu thereof
- 3 the following section:
- 4 Sec. 4. The department shall collect the following
- 5 fees for a vending machine operator's license:
- 6 1. For one vending machine, five dollars.
- 7 2. For two but not more than five vending machines,
- 8 ten dollars.
- 9 3. For six but not more than twenty vending machines,
- 10 thirty-five dollars.
- 11 4. For twenty-one but not more than fifty vending
- 12 machines, fifty dollars.
- 13 5. For fifty-one but not more than one hundred vending
- 14 machines, seventy-five dollars.
- 15 6. For one hundred one but not more than two hundred
- 16 vending machines, one hundred dollars.
- 17 7. For two hundred one but not more than three hundred
- 18 vending machines, one hundred twenty-five dollars.
- 19 8. For three hundred one or more vending machines,
- 20 one hundred fifty dollars.

21 Fees for a vending machine commissary shall be those
22 for a "restaurant" or "food establishment", whichever is
23 applicable, as set forth in section one hundred seventy
24 point five (170.5) of the Code.

25 The vending machine operator's license shall not be
26 transferable from one owner to another, but shall require an
27 immediate application and the payment of a new fee.

28 Any change in the fee schedule of an operator occasioned
29 by normal business growth or decline or the acquisition of
30 other vending firms shall be reportable by the applicant
31 only at the next licensing date.

HAROLD A. THORSEN

On motion of Senator Rigler, the Senate adjourned until 9:00
a.m., Friday, April 3, 1970.

JOURNAL OF THE SENATE

EIGHTY-SECOND DAY

SENATE CHAMBER,
DES MOINES, IOWA, FRIDAY, APRIL 8, 1970.

The Senate met in regular session, President Jepsen presiding.

Prayer was offered by the Reverend James Leistikow, pastor of the First Lutheran Church, Sioux City, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Thursday, April 2, 1970, was approved.

DISTINGUISHED GUEST

Senator Bortell rose on a point of personal privilege and presented to the Senate the Honorable Joseph B. Flatt, former member of the Senate and the House of Representatives from Madison County.

VISITORS

President Jepsen welcomed to the Senate the son of Senator Coleman, Kerry Coleman, a student at Campion Jesuit High School, Prairie du Chien, Wisconsin.

Thirty-five students from Guthrie Center Community School, accompanied by Michael Huebner.

Thirty-one students from Battle Creek Community School, accompanied by Gene Boelter.

INTRODUCTION OF BILLS

Senate File 1316, by committee on county government (committee on judiciary), a bill for an act to authorize county supervisors to match grants for the study, control and suppression of crime.

Read first time and placed on calendar.

Senate File 1317, by committee on cities and towns, a bill for an act relating to disabled and retired firemen and policemen.

Read first time and placed on calendar.

SENATE FILE WITHDRAWN

Senator Griffin asked and received unanimous consent that **Senate File 1196** be withdrawn from further consideration of the Senate.

ADOPTION OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution 111

Senator Rigler called up for consideration the following resolution and moved its adoption:

SENATE CONCURRENT RESOLUTION 111

By Rigler and Frommelt

Be It Resolved by the Senate, the House Concurring: That the President of the Senate and the Speaker of the House of Representatives be presented with the chairs occupied by them during the Sixty-third General Assembly, and that the custodian of the State House be directed to crate such chairs for shipment to the home residence of the President of the Senate and the Speaker of the House.

Be It Further Resolved: That the Secretary of the Senate and the Chief Clerk of the House be authorized and directed to procure suitable name plates to be properly engraved and attached to the chairs.

The motion prevailed and the resolution was adopted.

Senate Concurrent Resolution 126

Senator Rigler called up for consideration the following resolution and moved its adoption:

SENATE CONCURRENT RESOLUTION 126

By Rigler and Frommelt

Be It Resolved by the Senate, the House Concurring: That Senate Concurrent Resolution 38, duly adopted by the Sixty-third General Assembly, First Session, be amended as follows:

1. Line 3, by striking "1969" and inserting in lieu thereof "1970".
2. Line 5, by striking "1970" and inserting in lieu thereof "1971".

The motion prevailed and the resolution was adopted.

ADOPTION OF CONFERENCE COMMITTEE REPORT

House File 1197

Senator Hougen called up the following report and moved its adoption:

REPORT OF CONFERENCE COMMITTEE

(House File 1197)

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to

consider the difference between the Senate and the House of Representatives on House File 1197, a bill for an Act relating to vacations for state employees, respectfully submit the following recommendations:

1. That the Senate recede from its amendments.
2. Amend House File 1197, page 1, as follows:
 - a. By inserting after line 8 the following subsections:
 1. By striking from line sixteen (16) the word "fifteenth" and inserting in lieu thereof the word "twelfth".
 2. By striking from line eighteen (18) the word "fifteenth" and inserting in lieu thereof the word "twelfth".
 - b. By renumbering the subsequent subsections.
3. By striking from line 18 the word "fifteenth" and inserting in lieu thereof the word "twelfth".
4. Line 19, by striking the word "sixteenth" and inserting in lieu thereof the word "thirteenth".

On the part of the House:

FLOYD P. EDGINGTON, Chairman
FRANK A. CRABB
DENNIS L. FREEMAN
DALE T. CROSIER

On the part of the Senate:

CHESTER O. HOUGEN, Chairman
PEARLE P. DeHART
MINNETTE DODERER
EDWARD E. NICHOLSON

The motion prevailed and the conference committee report and the recommendations and amendments contained therein were adopted.

Senator Hougen moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1197) the vote was:

Ayes, 54:

Arbuckle	Doderer	Lange	Potter
Balloun	Erskine	Laverty	Rabedeaux
Bass	Frey	Messerly	Reichardt
Bortell	Frommelt	Mogged	Rigler
Briles	Gilley	Mowry	Shaff
Brownlee	Glenn	Neu	Shirley
Clarke	Griffin	Nicholson	Smith
Coleman	Hill	Ollenburg	Stephens
Conklin	Hougen	O'Malley	Sullivan
Curran	Keith	Orr	Thordsen
DeHart	Klink	Palmer	Van Gilst
DeKoster	Kosek	Parker	Walsh
Denman	Kyhl	Potgeter	Weimer
Dodds	Lamborn		

Nays, none.

Absent or not voting, 7:

Anderson	Gaudineer	Lucken	Schaben
Davis	Leonard	McGill	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

SENATE INSISTS

House File 1294

Senator Lange called up House File 1294, a bill for an act relating to the taxation of financial institutions, and the taxation of moneys and credits, amended by the Senate, and moved that the Senate insist on its amendment.

Senator Glenn moved that the Senate recede from its amendment to House File 1294.

Division was called for.

The motion was lost and the Senate insisted on its amendment.

APPOINTMENT OF CONFERENCE COMMITTEE

President Jepsen announced the appointment of the following conference committee on **House File 1294**, on the part of the Senate: Senators Lamborn, chairman; Coleman, Lange and Nicholson.

HOUSE AMENDMENTS CONSIDERED

Senate File 1048

Senator Van Gilst called up for consideration Senate File 1048, a bill for an act relating to township halls, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 1048 by adding thereto the following new section:

Sec. 4. Chapter three hundred sixty (360), Code 1966, is hereby amended by adding thereto the following:

Any real estate, including improvements thereon, situated wholly outside of a city or town, owned by a township and heretofore used for township purposes and which is no longer necessary for township purposes, shall revert to the present owner of the tract from which the same was taken, provided that said owner of the tract last aforesaid shall, within the time hereinafter prescribed, pay the value thereof to the township clerk. In the event the township trustees and said owner of the tract from which such real property was taken do not agree as to the value of such property and improvements thereon, the township clerk shall, on written application of either party, appoint three disinterested residents of the township to appraise such property and improvements thereon.

The township clerk shall give notice to said trustees and said owner of the time and place of making such appraisal, which notice shall be served in the same manner and for the same time as for the commencement of action in the district court. Such appraisers shall inspect the real estate and improvements and, at the time and place designated in the notice, appraise the same in writing, which

appraisal, after being duly verified, shall be filed with the township clerk.

If the present owner of the tract from which said site was taken fails to pay the amount of such appraisal to such township within twenty days after the filing of same with the township clerk, the township trustees may sell said site, including any improvements thereon, to any person at the appraised value, or may sell the same at public auction for the best bid.

Any real estate, including improvements thereon, situated within a city or town, owned by a township and heretofore used for township purposes and which is no longer necessary for township purposes, may be sold by the township trustees at public auction for the best bid.

The township trustees in the case of joint ownership, in conjunction with any city or town authorities, shall not sell such real estate including improvements thereon unless the city or town authorities concur in such sale. The proceeds of such sale of jointly owned real estate including improvements located thereon shall be prorated between the township and the city or town on the basis of their respective contribution to the acquisition and maintenance of such property.

Sales at public auction contemplated herein shall be made only after the township trustees advertise for bids for such property. Such advertisement shall definitely describe said property and be published by at least one insertion each week for two consecutive weeks in some newspaper having general circulation in the township.

The township trustees shall not, prior to two weeks after the said second publication, nor later than six months after said second publication, accept any bid. The township trustees may accept only the best bid received prior to acceptance. The township trustees may decline to sell if all the bids received are deemed inadequate.

The Senate concurred in the House amendment.

Senator Van Gilst moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1048) the vote was:

Ayes, 56:

Anderson	Davis	Griffin	Messerly
Arbuckle	DeHart	Hill	Mogged
Balloun	Denman	Hougen	Mowry
Bass	Dodds	Keith	Nicholson
Bortell	Doderer	Klink	Ollenburg
Briles	Erskine	Kosek	O'Malley
Brownlee	Frey	Kyhl	Orr
Clarke	Frommelt	Lamborn	Palmer
Coleman	Gaudineer	Lange	Parker
Conklin	Gilley	Laverty	Potgeter
Curran	Glenn	Lucken	Potter

Rabedeaux	Shaff	Stephens	Van Gilst
Reichardt	Shirley	Sullivan	Walsh
Rigler	Smith	Thordsen	Weimer

Nays, 1:

Neu

Absent or not voting, 4:

DeKoster	Leonard	McGill	Schaben
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 1152

Senator Kyhl called up for consideration Senate File 1152, a bill for an act relating to copies of an enforcement officer's report of a motor vehicle accident, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 1152 by striking lines eight (8) and nine (9) and inserting in lieu thereof "words 'of two dollars for'."

The Senate concurred in the House amendment.

Senator Kyhl moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1152) the vote was:

Ayes, 48:

Anderson	DeKoster	Kyhl	Parker
Arbuckle	Denman	Lamborn	Potgeter
Balloun	Dodds	Lange	Potter
Bass	Erskine	Laverty	Rabedeaux
Bortell	Frey	Leonard	Rigler
Briles	Gilley	Lucken	Shaff
Brownlee	Glenn	Messerly	Smith
Coleman	Griffin	Mogged	Stephens
Conklin	Hill	Mowry	Sullivan
Curran	Hougen	Nicholson	Thordsen
Davis	Klink	Ollenburg	Van Gilst
DeHart	Kosek	Palmer	Walsh

Nays, 7:

Frommelt	O'Malley	Reichardt	Weimer
Gaudineer	Orr	Shirley	

Absent or not voting, 6:

Clarke	Keith	Neu	Schaben
Doderer	McGill		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 1181

Senator Kyhl called up for consideration Senate File 1181, a bill for an act relating to driver license fees and their renewal, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 1181, as passed by the Senate and reprinted, as follows:

1. Page 1, by striking lines 3 through 13, inclusive, and inserting in lieu thereof the following:

Section 1. Section three hundred twenty-one point one hundred ninety-one (321.191), Code 1966, is repealed and the following enacted in lieu thereof:

"The fee for an operator's license shall be five dollars if issued for a period of two years, and ten dollars if issued for a period of four years. The fee for a chauffeur's license shall be ten dollars if issued for a period of two years, and twenty dollars if issued for a period of four years. The fee for an instruction permit shall be three dollars and for a temporary driver's permit, five dollars."

2. Page 2, by striking lines 5, 6, and 7 and inserting in lieu thereof the words "if the licensee is between the age of twenty-one and sixty-five years on the date of issuance of the license, otherwise for a period of two years".

3. Page 2, by striking lines 8 through 11, inclusive, and inserting in lieu thereof the following:

5. By inserting after the period in line fourteen (14) the following new sentence:

"Applicants whose licenses are restricted due to vision or other physical deficiencies may be required to renew their licenses every two years."

4. Page 2, by striking lines 19 through 22, inclusive, and inserting in lieu thereof the following:

2. By inserting in line three (3) after the period the following new sentence:

"However, if the licensee is sixty-five years of age or older on the date of issuance of the license, such license shall be issued to be valid for two years."

5. Page 2, by striking all of section 4, and renumbering the remaining sections.

6. Page 2, by striking lines 27 through 35, and on page 3, all of lines 1 through 18.

7. Page 3, by inserting after line 18 the following section:

Sec. 4. Section three hundred twenty-one point one hundred eighty-four (321.184), Code 1966, is hereby amended by striking lines five (5) through eleven (11), inclusive, and inserting in lieu thereof the words "shall contain the verified consent and confirmation of applicant's birthday by both the father and mother of applicant, or the parent having custody in the event of the legal separation or the death of one parent; if neither parent is living, the guardian or other person having custody, or the employer, of such minor may consent. Officers and employees of the

department are hereby authorized to administer such oaths without charge."

8. By renumbering the subsequent sections.

9. Page 3, line 25, by striking the words "one-year probationary" and inserting in lieu thereof the word "restricted".

10. Page 3, line 26, by inserting after the word "safety" the following: "which license shall entitle the holder thereof, while having such license in his immediate possession, to operate a motor vehicle over the most direct and accessible route between the licensee's residence and his place of employment".

11. Page 3, by adding the following new section after line 26:

Sec. 7. Any person who re-enters any private or public school prior to age eighteen shall be required to attend an approved drivers education course.

The motion lost and the Senate refused to concur in the House amendment.

Senate File 1153

Senator Kyhl called up for consideration Senate File 1153, a bill for an act relating to certifying copies of driving record of persons subject to the motor vehicle financial responsibility law, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 1153 as follows:

1. Page 1, line 7, by striking all after the word "words" and inserting the following: "'of one dollar' and inserting in lieu thereof the words 'of two dollars'".

2. By striking all of lines 8 through 11.

The Senate concurred in the House amendment.

Senator Kyhl moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1153) the vote was:

Ayes, 46:

Anderson	DeHart	Lange	Potgeter
Arbuckle	DeKoster	Laverty	Potter
Balloun	Erskine	Leonard	Rabedeaux
Bass	Frey	Lucken	Rigler
Bortell	Gilley	Messerly	Shaff
Briles	Griffin	Mogged	Smith
Brownlee	Hill	Mowry	Stephens
Clarke	Hougen	Neu	Sullivan
Coleman	Klink	Nicholson	Thordsen
Conklin	Kosek	Ollenburg	Van Gilst
Curran	Kyhl	Parker	Walsh
Davis	Lamborn		

Nays, 12:

Denman	Frommelt	O'Malley	Reichardt
Dodds	Gaudineer	Orr	Shirley
Doderer	Glenn	Palmer	Weimer

Absent or not voting, 3:

Keith	McGill	Schaben
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 356

Senator O'Malley called up for consideration, Senate File 356, a bill for an act to provide that the authority for the commitment of neglected, dependent, and delinquent children shall lie with the department of social services, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 356 as follows:

1. Page one (1), line eleven (11), insert after the word "services" the words "or his designee".
2. Page one (1), line nineteen (19), insert after the word "services" the words "or his designee".
3. Page two (2), line two (2), insert after the word "services" the words "or his designee".
4. Page two (2), line five (5), insert after the word "services" the words "or his designee".

The Senate concurred in the House amendment.

Senator O'Malley moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 356) the vote was:

Ayes, 46:

Arbuckle	Erskine	Mogged	Reichardt
Bass	Frey	Mowry	Rigler
Bortell	Frommelt	Neu	Shaff
Briles	Gaudineer	Ollenburg	Shirley
Brownlee	Glenn	O'Malley	Smith
Clarke	Griffin	Orr	Stephens
Coleman	Kosek	Palmer	Sullivan
Curran	Kyhl	Parker	Thordsen
Davis	Lamborn	Potgeter	Van Gilst
DeKoster	Lange	Potter	Walsh
Dodds	Lucken	Rabedeaux	Weimer
Doderer	Messerly		

Nays, 8:

Anderson	Conklin	Gilley	Keith
Balloun	DeHart	Hill	Klink

Absent or not voting, 7:

Denman	Laverty	McGill	Schaben
Hougen	Leonard	Nicholson	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

MOTION TO RECONSIDER ADOPTED

Senator Kyhl called up the following motion filed by him on March 26, 1970, and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which House File 251 passed the Senate.

The motion prevailed.

Senator Kyhl moved to reconsider the vote by which House File 251 went to its last reading, which motion prevailed.

CONSIDERATION OF BILLS

House File 251

On motion of Senator Kyhl, House File 251, a bill for an act relating to sex discrimination in employment, housing, and public accommodations, was taken up for further consideration.

Senator Kyhl moved to reconsider the vote by which the following committee amendment was adopted, which motion prevailed.

Amend House File 251, as passed by the House, page 2, by striking lines 17 through 21, inclusive.

Senator Kyhl asked and received unanimous consent that the committee amendment be withdrawn.

Senator Kyhl moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 251) the vote was:

Rule 24 was invoked.

Ayes, 58:

Anderson	Curran	Gilley	Lange
Arbuckle	Davis	Glenn	Laverty
Balloun	DeHart	Griffin	Leonard
Bass	DeKoster	Hill	Lucken
Bortell	Denman	Hougen	Messerly
Briles	Dodds	Keith	Mogged
Brownlee	Doderer	Klink	Mowry
Clarke	Frey	Kosek	Neu
Coleman	Frommelt	Kyhl	Nicholson
Conklin	Gaudineer	Lamborn	Ollenburg

O'Malley
Orr
Palmer
Parker
Potgeter

Potter
Rabedeaux
Reichardt
Rigler
Shaff

Shirley
Smith
Stephens
Sullivan

Thordsen
Van Gilst
Walsh
Weimer

Nays, none.

Absent or not voting, 3:

Erskine

McGill

Schaben

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

MOTION TO RECONSIDER ADOPTED

Senator Gaudineer called up the following motion filed by him on March 26, 1970, and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which House File 1169 passed the Senate.

The motion prevailed.

Senator Gaudineer moved to reconsider the vote by which House File 1169 went to its last reading, which motion prevailed.

CONSIDERATION OF BILLS

House File 1169

On motion of Senator Gaudineer, House File 1169, a bill for an act relating to the investment of funds of life insurance companies, was taken up for further consideration.

Senator Gaudineer asked and received unanimous consent to withdraw the amendment filed by Senators Gaudineer and Rigler on April 1, 1970, and found on page 1169 of the Senate Journal.

Senator Gaudineer offered the following amendment by Senators Gaudineer, Rigler and Brownlee:

Amend House File 1169, page 1, line 11, by inserting after the word "report" a period and the following sentence: "However, the combined investment in bonds or evidences of indebtedness permitted by this subsection shall not exceed four percent of its total assets as shown by the last annual report".

The amendment was adopted.

Senator Gaudineer moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1169) the vote was:

Ayes, 57:

Anderson	Erskine	Lange	Potgeter
Arbuckle	Frey	Lavery	Potter
Balloun	Frommelt	Leonard	Rabedeaux
Bass	Gaudineer	Lucken	Reichardt
Bortell	Gilley	Messerly	Rigler
Briles	Glenn	Mogged	Shaff
Brownlee	Griffin	Mowry	Shirley
Coleman	Hill	Neu	Smith
Conklin	Hougen	Nicholson	Stephens
Curran	Keith	Ollenburg	Sullivan
Davis	Klink	O'Malley	Thordsen
DeHart	Kosek	Orr	Van Gilst
DeKoster	Kyhl	Palmer	Walsh
Dodds	Lamborn	Parker	Weimer
Doderer			

Nays, none.

Absent or not voting, 4:

Clarke	Denman	McGill	Schaben
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

MOTION TO RECONSIDER ADOPTED

Senator Rigler called up the following motion filed by him on March 26, 1970, and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which Senate File 1078 failed to pass the Senate.

Division was called for.

The motion prevailed.

Senator Rigler moved to reconsider the vote by which Senate File 1078 went to its last reading, which motion prevailed.

CONSIDERATION OF BILLS

Senate File 1078

On motion of Senator Mowry, Senate File 1078, a bill for an act to appropriate from the general fund of the state of Iowa for capital improvements at the Iowa soldiers home at Marshalltown, was taken up for further consideration.

Senator Coleman moved to reconsider the vote by which the following appropriations committee amendment was adopted, which motion prevailed:

1. Page 1, by striking lines 5 and 6 and inserting in lieu thereof the words "There is hereby re-appropriated from funds appropriated to the Department of Social Services by chapter Fifty-five (55), Acts of the Sixty-third General Assembly, First Session,".

2. Page 1, lines 2 and 3, by striking the words "general fund of the State of Iowa" and inserting in lieu thereof the words "biennial appropriation of the Department of Social Services".

Senator Balloun moved to reconsider the vote by which the following amendment to the amendment by Senator Gaudineer failed to be adopted:

Amend the appropriations committee amendment, filed March 19, 1970, to Senate File 1078, line 3 by inserting after the figures "(55)," the words "section one (1), subsection two (2)".

President pro tempore Lange took the chair at 11:40 a.m.

President Jepsen took the chair at 11:50 a.m.

Division was called for.

The motion lost.

On motion of Senator Mowry the appropriations committee amendment as amended was adopted.

Senator Mowry moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1078) the vote was:

Ayes, 57:

Anderson	Doderer	Lamborn	Parker
Arbuckle	Erskine	Lange	Potgeter
Balloun	Frey	Laverty	Potter
Bass	Frommelt	Leonard	Rabedaux
Bortell	Gaudineer	Lucken	Reichardt
Briles	Gilley	Messerly	Rigler
Brownlee	Glenn	Mogged	Shaff
Clarke	Griffin	Mowry	Shirley
Coleman	Hill	Neu	Smith
Conklin	Hougen	Nicholson	Stephens
Curran	Keith	Ollenburg	Sullivan
Davis	Klink	O'Malley	Thordsen
DeHart	Kosek	Orr	Walsh
DeKoster	Kyhl	Palmer	Weimer
Dodds			

Nays, 1:

Van Gilst

Absent or not voting, 3:

Denman

McGill

Schaben

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 2, 1970,

the Governor had approved and transmitted to the Secretary of State the following bills:

- S. F. 178—Relating to annual readjustment of pensions, pension payments and pension benefits for disabled and retired firemen and policemen.
- S. F. 300—Relating to business corporations.
- S. F. 568—To provide for establishment of benefited street lighting districts in unincorporated areas.
- S. F. 588—Relating to boating on artificial lakes and impoundments.
- S. F. 645—To accept the provisions of the National School Lunch Act and National Child Nutrition Act of 1966.
- S. F. 1062—Relating to a department of soil conservation.
- S. F. 1122—Relating to seals on alcoholic liquor.
- S. F. 1135—Relating to the power of eminent domain.
- S. F. 1162—Relating to certification of nominees whose names are to appear on the general election ballot, and to requests for and distribution of absentee ballots for primary and general elections.
- S. F. 1189—To legalize and validate the special election of the Twin Cedars Community School District, in the counties of Marion and Mahaska, State of Iowa, held on May 20, 1969, on the proposition of issuing school bonds in the sum of not to exceed \$280,000.00, for the purpose of building and furnishing an addition to the junior-senior high school building and additional parking facilities therefor.
- H. F. 204—Relating to librarians and guidance counselors for junior and senior high schools.
- H. F. 377—Relating to allocation of rental receipts from federal flood and erosion control projects.
- H. F. 611—To prevent fires on and along railroad right-of-way.
- H. F. 1005—Relating to the operation of motor vehicles in cities and towns and roadways marked for three lanes of traffic.
- H. F. 1192—Relating to school reorganization.
- H. F. 1211—Relating to the height of buildings.
- H. F. 1305—Relating to the issuance of bonds for dock purposes.
- H. F. 1306—Relating to the granting of easements by a municipality in connection with a project constructed, purchased, received by gift or lease under the provisions of chapter four hundred nineteen (419) of the Code.

INTRODUCTION OF BILL

Senate File 1318, by committee on social services, a bill for an act relating to payments to nursing homes and custodial homes.

Read first time and placed on calendar.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 132, providing that the state comptroller, treasurer, and attorney general analyze statutes of Iowa relating to definition and use of certain state warrants.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 133, authorizing an interim study committee to determine the feasibility of establishing a department of transportation.

Also: That the House has concurred in Senate amendment to and passed the following bill in which the concurrence of the House was asked:

House File 333, a bill for an act requiring all counties to become a part of a merged area.

Also: That the House has concurred in Senate amendment to and passed the following bill in which the concurrence of the House was asked:

House File 1243, a bill for an act relating to definition, licensing, inspection and regulation of health care facilities.

Also: That the House has adopted the conference committee report and the amendments contained therein and passed:

House File 1251, a bill for an act relating to child labor.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 238, a bill for an act relating to the enforcement of laws and regulations regarding narcotic drugs, counterfeit drugs and depressants, and stimulant drugs.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1127, a bill for an act relating to the appropriation to the supreme court.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 238

Amend Senate File 238 as follows:

1. Page two (2), lines four (4) through seven (7), strike all beginning with the word "Salary" and insert the following:

"Salary and expenses for such transferred agents included in the budget of the board of pharmacy examiners shall be transferred to the department of public safety by the state comptroller upon the effective date of the transfer."

2. Page two (2), line twelve (12), strike the word "not".

3. Page two (2), line fourteen (14), strike the word "not".

4. Page two (2), line fifteen (15), strike the word "not".

5. Page two (2), insert after line sixteen (16) the following new paragraph:

"There is hereby appropriated from the general fund of the state eleven thousand dollars, or as much as may be necessary, to the department of public safety for the

state's prior years contributions to the peace officers retirement system for the transferred agents. Prior years contributions shall include those years for which the transferred agents were employed by the board of pharmacy examiners. State funds contributed and employees contributions to the Iowa public employees retirement system during the period of employment of the transferred agents by the board of pharmacy examiners shall be transferred to the peace officers retirement system by the employment security commission on the effective date of this Act. Contributions to be made by the transferred agents for prior years to the peace officers retirement system for the period of employment with the board of pharmacy examiners shall be computed by the peace officers retirement board as of the date of transfer. The board, in making the computation for contributions, shall take into effect the transfers of the employees' contribution from the Iowa public employees retirement system. The transferred agents shall make payable to the peace officers retirement system the amount so computed by July 1, 1971."

6. Page two (2), line seventeen (17), strike the word "From" and insert in lieu thereof the words "Except as provided in this section, from".

7. Page two (2), line twenty-nine (29), insert after the period the following:

"However, if there is an individual who is not able to meet the qualifications established by section eighty point fifteen (80.15) or chapter ninety-seven A (97A) of the Code, and he otherwise possesses experience and training which qualifies him as a person capable of enforcing laws relating to narcotic drugs, counterfeit drugs and depressant or stimulant drugs, he may be hired by the commissioner of public safety notwithstanding."

8. Page three (3), strike all of lines five (5) through nine (9) and insert in lieu thereof the following:

"6. The commissioner of public safety shall establish a division of drug law enforcement and assign all enforcement functions and personnel therefor to the division of drug law enforcement. The commissioner shall assign other members of the department of public safety to the division of drug law enforcement on a temporary basis or for the purpose of special assignment. The division of drug law enforcement and any other division of the department of public safety may co-operate and co-ordinate their efforts in enforcing laws relating to drugs and other laws which the department is charged with enforcing."

9. Page three (3), line twenty-three (23), insert after the period the following:

"For the purpose of enforcing laws relating to narcotic drugs, counterfeit drugs and depressant or stimulant drugs, and upon good cause shown, personnel of the division of drug law enforcement in the department of public safety shall be allowed to inspect audits and records in the possession of the state board of pharmacy examiners."

10. Page 4, by striking lines 16 through 21 and inserting in lieu thereof the following:

(1) Section 12, line one (1), by inserting after the word "board" the words "or the commissioner of the department of public safety".

(2) Section 13, line three (3), by inserting after the word "board" the words "or the commissioner of the department of public safety".

11. Page four (4), add to section five (5) the following paragraph:

Section one hundred eighty-nine point two (189.2), subsection one (1), Code 1966, is hereby further amended by inserting in line two (2) after the figures "203," the words and figures "two hundred three A (208A),".

12. Page four (4), add the following new sections:

Sec. 6. Section ninety-seven A point one (97A.1), Code 1966, is amended as follows:

1. Add to subsection two (2), line ten (10), after the figures "80.15" the words "and the division of drug law enforcement in the department of public safety except clerical workers".

2. Add to subsection six (6), lines four (4) and five (5), after the word "identification" the words "or division of drug law enforcement".

Sec. 7. Section ninety-seven A point three (97A.3), Code 1966, subsection one (1), line nine (9), is amended by adding after the word "safety" the words "or division of drug law enforcement in said department".

Sec. 8. This Act being deemed of immediate importance shall be in full force and effect from and after its final approval and publication in The Sheffield Press, a newspaper published at Sheffield, Iowa, and The DeWitt Observer, a newspaper published at DeWitt, Iowa.

HOUSE CONCURRENT RESOLUTION 132

By Holden

Whereas, the phrases "anticipatory warrants", "amounts legally available", and "anticipated deficiencies" as used in chapter ninety-six (96), section two (2), Acts of the Sixty-third General Assembly, First Session, which amends section seventy-four point one (74.1) of the Code, are not defined; and

Whereas, procedures for the use of public warrants not paid for want of funds are not clearly outlined in the statutes; and

Whereas, municipal corporations and school districts are utilizing such warrants in increasing amounts and numbers; and

Whereas, banks and other persons have raised or may raise questions as to the legality, quality, and marketability of such warrants; *Now, Therefore,*

Be It Resolved by the House, the Senate Concurring, That the state comptroller, the treasurer of state, and the attorney general shall analyze the statutes of Iowa relating to the use of such warrants and shall submit a report to the Sixty-fourth General Assembly, including recommendations for proposed legislation, if needed, to clarify the meaning of terms and procedures for the use of such warrants.

HOUSE CONCURRENT RESOLUTION 133

By Miller of Page, Welden, Holden, McCartney, Millen, Kehe, Varley,
Darrington, Goode, Stroburg, Christensen, Skinner, Dunton,
Schroeder, Bennett, Benda, Mezvinsky, Menefee,
Fischer of Grundy, Stokes and Brinck

Whereas, the duty of enforcing highway laws and laws relating to motor vehicle, railway, air, and water transportation is vested in many state departments; and

Whereas, an efficient public and private transportation system requires coordination of efforts and consideration of all modes of transportation; and

Whereas, the federal government and several other states have considered the coordination of transportation efforts to be of great importance to the public and have therefore established departments of transportation embracing the many phases of the public and private transportation industry; and

Whereas, several studies undertaken on behalf of the state of Iowa including those completed by the Public Administration Service, the firm of Baxter and McDonald in a study undertaken on behalf of the Office for Planning and Programming, and the Highway Commission Study Committee established by the Sixty-third General Assembly, First Session, have recommended that consideration be given to establishing a department of transportation for the state of Iowa; *Now, Therefore*,

Be It Resolved by the House, the Senate Concurring, That the legislative council is authorized to create a study committee as provided by law, which committee shall include members of the appropriate standing committees of the House of Representatives and the Senate and nonlegislative members as deemed desirable, to conduct during the 1970 legislative interim a comprehensive study relating to the feasibility of establishing a department of transportation encompassing the administration and regulation of motor vehicle, railway, air, and water transportation and related functions; and

Be It Further Resolved, That a report of the study shall be prepared and submitted to the legislative council and the members of the Sixty-fourth General Assembly, First Session, accompanied by bill drafts designed to carry out the recommendations of the study committee.

On motion of Senator Rigler, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Jepsen presiding.

ADOPTION OF CONFERENCE COMMITTEE REPORT

House File 1251

Senator Rabedeaux called up the following report and moved its adoption:

CONFERENCE COMMITTEE REPORT
ON HOUSE FILE 1251

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to

consider the difference between the Senate and the House of Representatives on House File 1251, a bill for an act relating to child labor, respectfully submit the following recommendations:

1. That the Senate recede from divisions 11 and 12 of its amendment.
2. That the House concur in divisions 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, and 26 of the Senate amendment.
3. That division 27 of the Senate amendment be amended by striking in line 78 of the printed amendment the words "with the reasonable and necessary cost of all" and inserting in lieu thereof the following: "participation, if he desires it at group rate cost, in group insurance for".

On the part of the Senate:

W. R. RABEDEAUX, Chairman
FRANCIS L. MESSERLY
HAROLD A. THORSDEN
WILLIAM D. PALMER

On the part of the House:

FRED MOHRFELD, Chairman
JOAN LIPSKY
RICHARD F. DRAKE
JAMES T. CAFFREY

Roll call was requested by Senator Reichardt.

On the question "Shall the conference committee report be adopted?" (H.F. 1251) the vote was:

Ayes, 54:

Anderson	Doderer	Lange	Potgeter
Arbuckle	Erskine	Laverty	Potter
Bass	Frey	Leonard	Rabedeaux
Bortell	Frommelt	Lucken	Rigler
Briles	Gilley	Messerly	Shaff
Brownlee	Glenn	Mogged	Shirley
Clarke	Griffin	Mowry	Smith
Coleman	Hill	Neu	Stephens
Conklin	Hougen	Nicholson	Sullivan
Curran	Keith	Ollenburg	Thordsen
Davis	Klink	O'Malley	Van Gilst
DeHart	Kosek	Palmer	Walsh
DeKoster	Kyhl	Parker	Weimer
Dodds	Lamborn		

Nays, 2:

Orr Reichardt

Absent or not voting, 5:

Balloun	Gaudineer	McGill	Schaben
Denman			

The conference committee report and the recommendations and amendments contained therein were adopted.

Senator Rabedeaux moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1251) the vote was:

Ayes, 57:

Anderson	Bortell	Coleman	DeHart
Arbuckle	Briles	Conklin	DeKoster
Balloun	Brownlee	Curran	Dodds
Bass	Clarke	Davis	Doderer

Erskine	Kyhl	Nicholson	Rigler
Frey	Lamborn	Ollenburg	Shaff
Frommelt	Lange	O'Malley	Shirley
Gilley	Laverty	Orr	Smith
Glenn	Leonard	Palmer	Stephens
Griffin	Lucken	Parker	Sullivan
Hill	Messerly	Potgeter	Thordsen
Hougen	Mogged	Potter	Van Gilst
Keith	Mowry	Rabedeaux	Walsh
Klink	Neu	Reichardt	Weimer
Kosek			

Nays, none.

Absent or not voting, 4:

Denman	Gaudineer	McGill	Schaben
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

CONSIDERATION OF BILLS

Senate File 1307

On motion of Senator Erskine, Senate File 1307, a bill for an act to authorize exercise of a purchase-option by the armory board and to appropriate funds therefor; and to authorize the sale upon certain conditions of the property so acquired, was taken up and considered.

Senator Erskine moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1307) the vote was:

Ayes, 56:

Anderson	Dodds	Lange	Potgeter
Arbuckle	Doderer	Laverty	Potter
Balloun	Erskine	Leonard	Rabedeaux
Bass	Frommelt	Lucken	Reichardt
Bortell	Gilley	Messerly	Rigler
Briles	Glenn	Mogged	Shaff
Brownlee	Griffin	Mowry	Shirley
Clarke	Hill	Neu	Smith
Coleman	Hougen	Nicholson	Stephens
Conklin	Keith	Ollenburg	Sullivan
Curran	Klink	O'Malley	Thordsen
Davis	Kosek	Orr	Van Gilst
DeHart	Kyhl	Palmer	Walsh
DeKoster	Lamborn	Parker	Weimer

Nays, none.

Absent or not voting, 5:

Denman	Gaudineer	McGill	Schaben
Frey			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

House File 1330

On motion of Senator Lamborn, House File 1330, a bill for an act relating to the construction of an administration building for the state highway commission, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Lamborn moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1330) the vote was:

Ayes, 53:

Anderson	Erskine	Lavery	Potter
Arbuckle	Frommelt	Leonard	Rabedeaux
Balloun	Gilley	Lucken	Reichardt
Bass	Glenn	Messerly	Rigler
Bortell	Griffin	Mogged	Shaff
Briles	Hill	Mowry	Shirley
Brownlee	Hougen	Neu	Smith
Clarke	Keith	Nicholson	Stephens
Coleman	Klink	Ollenburg	Sullivan
Conklin	Kosek	O'Malley	Thordsen
Curran	Kyhl	Palmer	Van Gilst
DeHart	Lamborn	Parker	Walsh
DeKoster	Lange	Potgeter	Weimer
Dodds			

Nays, none.

Absent or not voting, 8:

Davis	Doderer	Gaudineer	Orr
Denman	Frey	McGill	Shaben

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order Senate File 1060.

Senate File 1060

On motion of Senator Lamborn, Senate File 1060, a bill for an act to transfer the unexpended and unencumbered balance of the capital appropriation made by the Sixty-second General Assembly for a new medium security institution for men at Anamosa, to supplement the appropriation made by the Sixty-third General Assembly, First Session, for the old age assistance program, was taken up and considered.

Senator Smith offered the following amendment and moved its adoption:

Amend Senate File 1060 by striking from page 1, line 25, and from page 2, lines 1 through 5, inclusive, and inserting in lieu thereof the following section:

This Act being deemed of immediate importance shall be in full force and effect from and after its final approval and publication in The Paullina Times, a newspaper published at Paullina, Iowa, and Waterloo Daily Courier, a newspaper published at Waterloo, Iowa.

The amendment was adopted.

Senator Lamborn asked and received unanimous consent to withdraw the amendment filed by him on April 1, 1970, and found on pages 1167 and 1168 of the Senate Journal.

Senator Lamborn offered the following amendment and moved its adoption:

1 Amend Senate File 1060 as follows:

2 1. Page 1, line 12, by striking the word "to".

3 2. Page 1, by striking lines 13 and 14 and inserting in lieu
4 thereof the following:

5 "and reappropriated as follows:

6 1. There is hereby appropriated to the department of
7 social services, bureau of corrections, from the funds so trans-
8 ferred, fifty thousand (50,000) dollars which may be used, to-
9 gether with such funds as may be available from any other source,
10 for remodeling and developing any portion of the existing men's
11 reformatory at Anamosa for use as a regional detention facility,
12 or alternatively for developing on land at said reformatory or
13 on land now owned by the state in the immediate vicinity there-
14 of a regional detention facility. Such facility shall be
15 used for the incarceration and rehabilitation of persons serv-
16 ing sentences in or sentenced to any state penal or correctional
17 facility or county jail in this state whose needs the commis-
18 sioner of social services or his designee concludes would be
19 met by the regional detention facility. If the funds here-
20 in appropriated are insufficient to develop such a facility by
21 either of the procedures specified, the department of social
22 services shall present detailed plans and specifications, to-
23 gether with an accurate estimate of the cost of developing
24 such a facility at or in the immediate vicinity of the Anamosa
25 reformatory, to the first session of the sixty-fourth general
26 assembly. Any unencumbered balance remaining on June 30, 1973,
27 of the appropriation made by this subsection shall revert to
28 the general fund of the state on that date.

29 2. There is hereby appropriated to the department of social
30 services, bureau of income maintenance, all of the un-
31 expended and unencumbered balance of the appropriation transferred
32 by this Act, less the amount appropriated by subsection one (1)
33 of this section, to be used to supplement the funds".

34 3. Page 1, by inserting after line 24 the following new sec-
35 tion and renumbering the succeeding section accordingly:

36 "Sec. 2. Each county from which a person sentenced to the
37 county jail is transferred to serve all or any part of such sen-
38 tence in the regional detention facility developed pursuant to
39 section one (1), subsection one (1), of this Act, shall reimburse

40 the department of social services for the full cost of mainte-
 41 nance of such person in the facility. The average daily cost of
 42 maintenance of an individual in the facility shall be computed,
 43 and the respective counties shall be advised of the amounts due
 44 the department of social services under this section and shall
 45 remit such amounts, at the times and in the manner provided by
 46 law for the support of patients of state mental health insti-
 47 tutes. Such amounts shall be deemed a charge the county is re-
 48 quired to pay under section three hundred fifty-six point fif-
 49 teen (356.15) of the Code. The amounts so received by the de-
 50 partment of social services from the respective counties may
 51 be used by the department to supplement appropriated funds for
 52 the cost of operating the regional detention facility."

53 4. Page 1, line 4, by inserting after the word "Anamosa,"
 54 the words "to be used to develop a regional detention facility
 55 at or near the existing men's reformatory at Anamosa and".

56 5. Page 1, line 6, by inserting before the period the words
 57 "and to provide for reimbursement of the state by counties for
 58 a portion of the cost of operating said regional detention
 59 facility".

The amendment was adopted.

Senator Lamborn moved that the bill be read the last time now,
 which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1060) the vote was:

Ayes, 49:

Anderson	Dodds	Lavery	Parker
Arbuckle	Erskine	Leonard	Potgeter
Balloun	Gilley	Lucken	Potter
Bass	Glenn	Messerly	Rabedeaux
Bortell	Griffin	Mogged	Reichardt
Briles	Hougen	Mowry	Rigler
Brownlee	Keith	Neu	Shaff
Clarke	Klink	Nicholson	Smith
Coleman	Kosek	Ollenburg	Stephens
Conklin	Kyhl	O'Malley	Sullivan
Curran	Lamborn	Orr	Thordsen
Davis	Lange	Palmer	Walsh
DeKoster			

Nays, 4:

Frommelt	Hill	Shirley	Van Gilst
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Absent or not voting, 8:

DeHart	Doderer	Gaudineer	Schaben
Denman	Frey	McGill	Weimer

The bill having received a constitutional majority was declared
 to have passed the Senate and the title as amended was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order House File 1040.

House File 1040

On motion of Senator Erskine, House File 1040, a bill for an act relating to the development and reconstruction of a historical site and making an appropriation therefor, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Erskine moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1040) the vote was:

Ayes, 50:

Anderson	Erskine	Lavery	Potter
Arbuckle	Frommelt	Leonard	Rabedaux
Bass	Gaudineer	Lucken	Reichardt
Bortell	Gilley	Messlerly	Rigler
Briles	Glenn	Mogged	Shaff
Brownlee	Griffin	Mowry	Shirley
Clarke	Hougen	Neu	Smith
Coleman	Keith	Nicholson	Stephens
Conklin	Klink	Ollenburg	Sullivan
Curran	Kosek	O'Malley	Thordsen
DeKoster	Kyhl	Palmer	Van Gilst
Dodds	Lamborn	Parker	Weimer
Doderer	Lange		

Nays, 5:

Balloun	Orr	Potgeter	Walsh
Hill			

Absent or not voting, 6:

Davis	Denman	McGill	Schaben
DeHart	Frey		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order House File 1161.

House File 1161

On motion of Senator Orr, House File 1161, a bill for an act relating to the voting rights of county residents in annexation proceedings, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Orr moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1161) the vote was:

Ayes, 55:

Anderson	Doderer	Lange	Potter
Arbuckle	Erskine	Leonard	Rabedeaux
Balloun	Frommelt	Lucken	Reichardt
Bass	Gaudineer	Messerly	Rigler
Bortell	Gilley	Mogged	Shaff
Briles	Glenn	Mowry	Shirley
Brownlee	Griffin	Neu	Smith
Clarke	Hill	Nicholson	Stephens
Coleman	Hougen	Ollenburg	Sullivan
Conklin	Keith	O'Malley	Thordsen
Curran	Klink	Orr	Van Gilst
Davis	Kosek	Palmer	Walsh
DeKoster	Kyhl	Parker	Weimer
Dodds	Lamborn	Potgeter	

Nays, none.

Absent or not voting, 6:

DeHart	Frey	McGill	Schaben
Denman	Laverty		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order House File 1171.

House File 1171

On motion of Senator Griffin, House File 1171, a bill for an act relating to the members of the board of architectural examiners, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Griffin moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1171) the vote was:

Ayes, 52:

Anderson	Erskine	Lange	Potter
Arbuckle	Frommelt	Laverty	Rabedeaux
Balloun	Gaudineer	Leonard	Reichardt
Bortell	Gilley	Lucken	Rigler
Briles	Glenn	Messerly	Shaff
Brownlee	Griffin	Mogged	Shirley
Clarke	Hill	Neu	Smith
Coleman	Hougen	Nicholson	Stephens
Conklin	Keith	Ollenburg	Sullivan
Curran	Klink	Orr	Thordsen
Davis	Kosek	Palmer	Van Gilst
DeKoster	Kyhl	Parker	Walsh
Dodds	Lamborn	Potgeter	Weimer

Nays, none.

Absent or not voting, 9:

Bass	Doderer	McGill	O'Malley
DeHart	Frey	Mowry	Schaben
Denman			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

SENATE FILE WITHDRAWN

Senator Griffin asked and received unanimous consent that **Senate File 1173** be withdrawn from further consideration of the Senate.

Senator Rigler asked and received unanimous consent to take up out of order Senate File 1255.

CONSIDERATION OF BILL

Senate File 1255

On motion of Senator Brownlee, Senate File 1255, a bill for an act relating to fees for filing hospital liens, was taken up and considered.

SUBSTITUTION

Senator Brownlee asked and received unanimous consent that **House File 1229** be substituted for **Senate File 1255**.

CONSIDERATION OF BILL

House File 1229

On motion of Senator Brownlee, House File 1229, a bill for an act relating to fees for filing hospital liens, was taken up and considered.

Senator Brownlee moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1229) the vote was:

Ayes, 51:

Anderson	Dodds	Laverty	Rabedeaux
Arbuckle	Erskine	Leonard	Reichardt
Balloun	Gaudineer	Lucken	Rigler
Bortell	Gilley	Messerly	Shaff
Briles	Glenn	Mowry	Shirley
Brownlee	Griffin	Neu	Smith
Clarke	Hougen	Nicholson	Stephens
Coleman	Keith	Ollenburg	Sullivan
Conklin	Klink	O'Malley	Thordsen
Curran	Kosek	Orr	Van Gilst
Davis	Kyhl	Palmer	Walsh
DeHart	Lamborn	Potgeter	Weimer
DeKoster	Lange	Potter	

Nays, none.

Absent or not voting, 10:

Bass	Frey	McGill	Parker
Denman	Frommelt	Mogged	Schaben
Doderer	Hill		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

SENATE FILE WITHDRAWN

Senator Brownlee asked and received unanimous consent that **Senate File 1255** be withdrawn from further consideration of the Senate.

Senator Rigler asked and received unanimous consent to take up out of order Senate File 1273.

CONSIDERATION OF BILLS

Senate File 1273

On motion of Senator DeKoster, Senate File 1273, a bill for an act to authorize cooperation between this state and other states which extend a like comity in the collection of delinquent unemployment contributions, penalties, interest, and benefit overpayments, was taken up and considered.

Senator DeKoster moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1273) the vote was:

Ayes, 50:

Anderson	Dodds	Leonard	Rabedeaux
Arbuckle	Erskine	Lucken	Reichardt
Balloun	Frommelt	Messerly	Rigler
Bortell	Gilley	Mowry	Shaff
Briles	Glenn	Neu	Shirley
Brownlee	Griffin	Nicholson	Smith
Clarke	Hill	Ollenburg	Stephens
Coleman	Keith	O'Malley	Sullivan
Conklin	Klink	Orr	Thordsen
Curran	Kosek	Palmer	Van Gilst
Davis	Kyhl	Potgeter	Walsh
DeHart	Lamborn	Potter	Weimer
DeKoster	Lange		

Nays, none.

Absent or not voting, 11:

Bass	Frey	Laverty	Parker
Denman	Gaudineer	McGill	Schaben
Doderer	Hougen	Mogged	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order Senate File 326.

Senate File 326

On motion of Senator Balloun, Senate File 326, a bill for an act to legalize professional boxing and wrestling, with reports of committee recommending amendment and passage, was taken up, considered, and the reports of the committee adopted.

Senator Balloun offered the following committee amendment and moved its adoption:

Amend Senate File 326 as follows:

1. By striking from page one (1), line eight (8), the words "secretary of state" and inserting in lieu thereof the word "governor".
2. By striking from page one (1), line nine (9), the words "be appointed for a term of three years" and inserting in lieu thereof the words "serve at the pleasure of the governor".
3. By striking from page one (1), lines eleven (11) and twelve (12), the words "The commissioner may be removed by the secretary of state for good cause."
4. By striking from page one (1), line fourteen (14), the words "secretary of state" and inserting in lieu thereof the words "governor".
5. By striking from page two (2), line twenty-seven (27), the words "state treasurer" and inserting in lieu thereof the words "treasurer of state".
6. By striking from page two (2), line thirty-three (33), the words "state treasurer" and inserting in lieu thereof the words "treasurer of state".

The amendment was adopted.

Senator Balloun asked and received unanimous consent to withdraw the committee amendment filed on April 11, 1969, and found on page 905 of the 1969 Senate Journal.

Senator Balloun moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 326) the vote was:

Ayes, 39:

Anderson	DeKoster	Kyhl	O'Malley
Arbuckle	Dodds	Lamborn	Potter
Balloun	Erskine	Lange	Reichardt
Bortell	Frommelt	Laverty	Rigler
Briles	Gaudineer	Leonard	Shaff
Brownlee	Glenn	Lucken	Shirley
Clarke	Griffin	Mogged	Smith
Coleman	Hougen	Neu	Sullivan
Curran	Klink	Nicholson	Walsh
Davis	Kosek	Ollenburger	

Nays, 12:

Conklin	Hill	Orr	Stephens
DeHart	Messerly	Potgeter	Van Gilst
Gilley	Mowry	Rabedeaux	Weimer

Absent or not voting, 10:

Bass	Frey	Palmer	Schaben
Denman	Keith	Parker	Thordsen
Doderer	McGill		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order House File 1057.

House File 1057

On motion of Senator Smith, House File 1057, a bill for an act relating to property exempt from taxation, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Smith moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1057) the vote was:

Ayes, 51:

Anderson	Dodds	Lange	Potter
Arbuckle	Erskine	Laverty	Rabedeaux
Balloun	Gaudineer	Leonard	Reichardt
Bortell	Gilley	Lucken	Rigler
Brownlee	Glenn	Messerly	Shaff
Briles	Griffin	Mogged	Shirley
Clarke	Hill	Neu	Smith
Coleman	Hougen	Nicholson	Stephens
Conklin	Keith	Ollenburg	Sullivan
Curran	Klink	O'Malley	Thordsen
Davis	Kosek	Orr	Walsh
DeHart	Kyhl	Palmer	Weimer
DeKoster	Lamborn	Potgeter	

Nays, none.**Absent or not voting, 10:**

Bass	Frey	Mowry	Schaben
Denman	Frommelt	Parker	Van Gilst
Doderer	McGill		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order House File 404.

House File 404

On motion of Senator Lange, House File 404, a bill for an act

relating to milk used for manufacturing purposes, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Lange moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 404) the vote was:

Ayes, 53:

Anderson	Dodds	Lange	Potter
Arbuckle	Erskine	Laverty	Rabedeaux
Balloun	Gaudineer	Leonard	Reichardt
Bass	Gilley	Messerly	Rigler
Bortell	Glenn	Mogged	Shaff
Briles	Griffin	Mowry	Shirley
Brownlee	Hill	Neu	Smith
Clarke	Hougen	Nicholson	Stephens
Coleman	Keith	Ollenburg	Sullivan
Conklin	Klink	O'Malley	Thordsen
Curran	Kosek	Orr	Van Gilst
Davis	Kyhl	Palmer	Walsh
DeHart	Lamborn	Potgeter	Weimer
DeKoster			

Nays, none.

Absent or not voting, 8:

Denman	Frey	Lucken	Parker
Doderer	Frommelt	McGill	Schaben

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order House File 139.

House File 139

On motion of Senator Balloun, House File 139, a bill for an act relating to the establishment of recreation bikeways, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Balloun moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 139) the vote was:

Ayes, 53:

Anderson	Clarke	Dodds	Hougen
Arbuckle	Coleman	Erskine	Keith
Balloun	Conklin	Gaudineer	Klink
Bass	Curran	Gilley	Kosek
Bortell	Davis	Glenn	Kyhl
Briles	DeHart	Griffin	Lamborn
Brownlee	DeKoster	Hill	Lange

Laverty	Ollenburg	Rabedeaux	Stephens
Leonard	O'Malley	Reichardt	Sullivan
Lucken	Orr	Rigler	Thordsen
Messerly	Palmer	Shaff	Van Gilst
Mowry	Potgeter	Shirley	Walsh
Neu	Potter	Smith	Weimer
Nicholson			

Nays, none.

Absent or not voting, 8:

Denman	Frey	McGill	Parker
Doderer	Frommelt	Mogged	Schaben

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order Senate File 1277.

Senate File 1277

On motion of Senator Griffin, Senate File 1277, a bill for an act relating to exercise of governmental power by the state commerce commission, providing penalties, authority to compromise, and appeals procedures, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Griffin moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1277) the vote was:

Ayes, 50:

Anderson	DeKoster	Laverty	Potter
Arbuckle	Dodds	Leonard	Rabedeaux
Balloun	Erskine	Lucken	Reichardt
Bass	Gaudineer	Messerly	Rigler
Bortell	Gilley	Mowry	Shaff
Briles	Glenn	Neu	Smith
Brownlee	Griffin	Nicholson	Stephens
Clarke	Hougen	Ollenburg	Sullivan
Coleman	Keith	O'Malley	Thordsen
Conklin	Klink	Orr	Van Gilst
Curran	Kosek	Palmer	Walsh
Davis	Kyhl	Potgeter	Weimer
DeHart	Lange		

Nays, none.

Voting present, 1:

Hill

Absent or not voting, 10:

Denman	Frommelt	Mogged	Schaben
Doderer	Lamborn	Parker	Shirley
Frey	McGill		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order Senate File 1288.

Senate File 1288

On motion of Senator Dodds, Senate File 1288, a bill for an act relating to exemption from taxation of property of levee and drainage districts, was taken up and considered.

SUBSTITUTION

Senator Dodds asked and received unanimous consent that **House File 1332** be substituted for **Senate File 1288**.

CONSIDERATION OF BILLS

House File 1332

On motion of Senator Dodds, House File 1332, a bill for an act relating to exemption from taxation of property of levee and drainage districts, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Dodds moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1332) the vote was:

Ayes, 47:

Anderson	DeKoster	Leonard	Reichardt
Arbuckle	Dodds	Lucken	Rigler
Balloun	Erskine	Messerly	Shaff
Bass	Gilley	Mowry	Shirley
Briles	Glenn	Neu	Smith
Brownlee	Griffin	Nicholson	Stephens
Clarke	Hill	O'Malley	Sullivan
Coleman	Hougen	Orr	Thordsen
Conklin	Keith	Palmer	Van Gilst
Curran	Klink	Potgeter	Walsh
Davis	Kosek	Potter	Weimer
DeHart	Kyhl	Rabedeaux	

Nays, none.

Absent or not voting, 14:

Bortell	Frommelt	Laverty	Ollenburg
Denman	Gaudineer	McGill	Parker
Doderer	Lamborn	Mogged	Schaben
Frey	Lange		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

SENATE FILE WITHDRAWN

Senator Dodds asked and received unanimous consent that **Senate File 1288** be withdrawn from further consideration of the Senate.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up out of order Senate File 1282.

Senate File 1282

On motion of Senator Mowry, Senate File 1282, a bill for an act to make an appropriation to pay fees and expenses for counsel for the parties in the election contests of Wilson L. Davis vs. Gilbert M. McCarty, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

SENATE FILE DEFERRED

Senator Mowry asked and received unanimous consent that further action on **Senate File 1282** be deferred and that the bill be placed on the calendar under unfinished business.

Senator Rigler asked and received unanimous consent to take up out of order Senate File 1289.

Senate File 1289

On motion of Senator Arbuckle, Senate File 1289, a bill for an act authorizing counties to cooperate with federal programs, was taken up and considered.

SENATE FILE DEFERRED

Senator Rigler asked and received unanimous consent that further action on **Senate File 1289** be deferred and that the bill be placed on the calendar under unfinished business.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 123, providing that the ad hoc committee for budget revision be commended for its efforts.

Also: That the Speaker of the House has appointed, on the part of the House, as members of the conference committee on:

House File 1294, a bill for an act relating to the taxation of financial institutions, the following Representatives: Mr. Van Nostrand of Pottawattamie, chairman; Mr. McIntyre of Linn, Mr. Skinner of Polk, and Mr. Freeman of Buena Vista.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1356, a bill for an act to legalize and validate the use of a bridge acquired by the Marion County board of supervisors.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1301, a bill for an act relating to municipal parking facilities.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE CONCURRENT RESOLUTION 123

By Den Herder, Cunningham, Dunton,
Ossian and Radl

Whereas, the budget and financial control committee has devoted considerable time and effort to review of the state's budget procedures, particularly relating to the state board of regents; and

Whereas, many members of the General Assembly have indicated an interest in a review of the state's budgetary procedures; and

Whereas, the Governor and the Governor's economy committee have indicated that the state's budgetary procedures lack the clarity and detail necessary to meet increased demands for proper distribution of the state's resources; and

Whereas, continuing improvements and innovations have been made in budgetary procedures at all levels of government throughout the nation during the past few years; and

Whereas, some of these budget innovations have been studied and partially implemented in Iowa recently by the office of the state comptroller and the office for planning and programming; and

Whereas, the state board of regents and its institutions have recently taken significant steps toward budgetary innovations, and the state board and department of public instruction are also adopting new budgetary procedures; and

Whereas, the budget and financial control committee, the Governor, the state comptroller and the office for planning and programming have certain and specific statutory responsibilities relating to the budgetary processes in the state; and

Whereas, there was created, by the efforts of the budget and financial control committee and the Governor, an ad hoc committee comprised of the chairman of the budget and financial control committee, the state comptroller, the director of the office for planning and programming, and a representative of the Governor's office to study, research, coordinate, and implement specific phases of the budget innovations and reforms for higher education; and

Whereas, this ad hoc committee has prepared and has presented to this General Assembly and the Governor a report on its progress to date; and

Whereas, the report of the ad hoc committee points toward significant improvements in budget information, procedures, format, analysis, clarity, and ease of use; *Now, Therefore*,

Be It Resolved by the House, the Senate Concurring, That the ad hoc committee for budget revision be commended for its efforts, and that it be urged to continue its study of improved budget procedures for Iowa, with major immediate emphasis on modernizing budgetary practices within the field of education, and that the committee and cooperating state agencies and institutions be authorized and urged to consult with nonpublic schools,

to correlate the entire budget spectrum of education in Iowa.

Be It Further Resolved, That the committee periodically report its progress to the budget and financial control committee and the Governor, and submit a complete report to the Governor and the General Assembly next convening, by February 1, 1971, and any and all innovations which appear immediately practical and informative shall become a part of the budget material available to the General Assembly and the Governor for preparation of the next biennial budget.

Be It Further Resolved, That funding for this committee, including the hiring of consultants as needed, shall be done within the existing budgets of the state comptroller and the office for planning and programming, and, if necessary, by use of existing contingent funds.

HOUSE MESSAGE CONSIDERED

House File 1356, a bill for an act to legalize and validate the use of a bridge acquired by the Marion County board of supervisors from the Norfolk and Western Railway Company as part of the secondary road system in that county.

Read first time and passed on file.

BILLS ASSIGNED TO COMMITTEE

President Jepsen announced the assignment of the following bills to committee:

H. F. 1346 Social services

H. F. 1357 Appropriations

EXPLANATION OF VOTE

I was called out at the time of the vote on Senate File 1312. Had I been here, I would have voted "aye".

GLEN E. BORTELL

AMENDMENTS FILED

- 1 Amend the House amendment to Senate File 238, by adding the
- 2 following new division:
- 3 "13. Page 1, by inserting after the word 'drugs' in
- 4 line 3, the following: 'and making an appropriation to the
- 5 department of public safety'."

HUGH H. CLARKE

- 1 Amend the House amendment to Senate File 640
- 2 as follows:
- 3 1. By inserting after line 67 the following:
- 4 Any expenditures which have been disallowed by the school
- 5 budget review committee, for purposes of payment of state aid,
- 6 shall not be included in the net proposed general fund expenditures
- 7 of a school district, for purposes of determining the basic
- 8 school tax.

9 2. By inserting after line 223 the following:
 10 The dollar amount of proposed expenditures for a school
 11 district not allowed by the school budget review committee
 12 shall be levied in the succeeding year as an additional property
 13 tax over and above that for the then current budget in said
 14 district and shall be distributed among the school districts
 15 in the basic school tax unit. Such dollar amount shall be
 16 credited to each district in the proportion that each district's
 17 property valuation is to the total property valuation in the
 18 basic school tax unit.

QUENTIN V. ANDERSON

1 1. Amend Senate File 1282, page 1, by inserting after
 2 line 16 the following new section and renumbering the
 3 subsequent sections:

4 There is hereby appropriated from the general fund
 5 of the state to the following named person the amounts set
 6 out opposite his name in full payment of all claims he may
 7 have against the state on account of services rendered and
 8 expenses incurred in the following election contest:

9 Joseph Cassidy vs. Harold Thordsen
 10 Richard Larsen, Davenport, fees\$1500.00
 11 Richard Larsen, Davenport, expenses 299.82
 12 Total\$1799.82

13 2. Page 1, line 3, by inserting before the period the
 14 words "and Joseph Cassidy vs. Harold Thordsen".

JOHN L. MOWRY

1 Amend the committee on appropriations amendment to
 2 Senate File 1282, filed March 19, 1970, as follows:

3 1. By striking lines 11, 12, and 13.
 4 2. Line 16, by striking the figure "3,364.63" and
 5 inserting in lieu thereof the figure "1,654.10".

JOHN L. MOWRY

1 Amend the committee on ways and means amendment, filed
 2 March 31, 1970, to Senate Concurrent Resolution 119, as
 3 printed in the clip sheet, as follows:

4 1. Line 5, by striking the word "and" and inserting in
 5 lieu thereof the words "Now, Therefore," and by striking
 6 lines 6 through 32, inclusive.
 7 2. By striking lines 63 through 105, inclusive.

MINNETTE DODERER

1 Amend the committee on ways and means amendment to
 2 Senate Concurrent Resolution 119, filed March 31, 1970,
 3 by inserting after line 5 the following:

4 "Whereas, the General Assembly has legislated stan-
 5 dards, the implementation of which has caused unnecessary
 6 financial hardship for school boards, and".

WILSON DAVIS

On motion of Senator Rigler, the Senate adjourned until 9:30
 a.m., Monday, April 6, 1970.

JOURNAL OF THE SENATE

EIGHTY-FIFTH DAY

SENATE CHAMBER,
DES MOINES, IOWA, MONDAY, APRIL 6, 1970.

The Senate met in regular session, President Jepsen presiding.

Prayer was offered by Father LeRoy L. Seuntjens, pastor of the St. Joseph's Church, Lohrville, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Friday, April 3, 1970, was approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Bass for the day due to illness on request of Senator DeHart.

VISITORS

Government class from Parkersburg High School, Parkersburg, Iowa, accompanied by their principal and teacher, Mr. Larson and Mr. Engelbert. Kevin Kyhl, son of Senator Kyhl, was included in the group.

Thirty-nine students from Dows Community School, Dows, Iowa, accompanied by Lawrence Hammel.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up out of order Senate File 1194.

Senate File 1194

On motion of Senator Conklin, Senate File 1194, a bill for an act relating to motor vehicle accidents, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Conklin offered the following committee amendment and moved its adoption:

Amend Senate File 1194, page 1, as follows:

1. Line 6, by striking the words "one party, the" and inserting in lieu thereof the words "any person, any".
2. Line 7, by striking the word "party" and inserting in lieu thereof the word "driver".

3. Line 10, by striking the words "the surviving party" and inserting in lieu thereof the words "any surviving driver".

4. Lines 12 and 13, by striking the words "the surviving party" and inserting in lieu thereof the words "any surviving driver".

The amendment was adopted.

Senator Conklin moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1194) the vote was:

Ayes, 44:

Anderson	Doderer	Kyhl	Rabedeaux
Balloun	Erskine	Lamborn	Rigler
Bortell	Frommelt	Lange	Shaff
Briles	Gilley	Laverty	Shirley
Clarke	Glenn	Lucken	Smith
Coleman	Griffin	Messerly	Stephens
Conklin	Hill	Nicholson	Sullivan
Curran	Keith	Ollenburg	Thordsen
DeHart	Hougen	Orr	Van Gilst
DeKoster	Klink	Potgeter	Walsh
Dodds	Kosek	Potter	Weimer

Nays, none.

Voting present, 1:

O'Malley

Absent or not voting, 16:

Arbuckle	Denman	McGill	Palmer
Bass	Frey	Mogged	Parker
Brownlee	Gaudineer	Mowry	Reichardt
Davis	Leonard	Neu	Schaben

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order House File 1004.

House File 1004

On motion of Senator Balloun, House File 1004, a bill for an act relating to hunting from aircraft or snowmobiles, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Balloun moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1004) the vote was:

Ayes, 45:

Anderson	Erskine	Lange	Rabedeaux
Balloun	Frommelt	Laverty	Rigler
Bortell	Gilley	Lucken	Shaff
Briles	Glenn	Messerly	Shirley
Clarke	Griffin	Nicholson	Smith
Coleman	Hougen	Ollenburg	Stephens
Conklin	Keith	O'Malley	Sullivan
Curran	Klink	Orr	Thordsen
DeHart	Kosek	Palmer	Van Gilst
DeKoster	Kyhl	Potgeter	Walsh
Dodds	Lamborn	Potter	Weimer
Doderer			

Nays, none.**Absent or not voting, 16:**

Arbuckle	Denman	Leonard	Neu
Bass	Frey	McGill	Parker
Brownlee	Gaudineer	Mogged	Reichardt
Davis	Hill	Mowry	Schaben

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order House File 1311.

House File 1311

On motion of Senator Potgeter, House File 1311, a bill for an act relating to the power of the conservation commission to exercise jurisdiction over lands to be used for park purposes and to lease, with approval of the executive council, the area in Winneshiek County containing the Cold Water Cave for investigation, research and preservation, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Potgeter asked and received unanimous consent to withdraw the committee amendment filed March 20, 1970, and found on page 989 of the Senate Journal.

Senator Potgeter offered the following amendment and moved its adoption:

Amend House File 1311 as follows:

1. Page 1, by striking lines 16 through 35, inclusive.
2. Page 1, by striking lines 3, 4, and 5 and inserting in lieu thereof a period.

The amendment was adopted.

HOUSE FILE DEFERRED

Senator Coleman asked and received unanimous consent that

further action on **House File 1311** be deferred and that the bill be placed on the calendar under unfinished business.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up out of order Senate File 1303.

Senate File 1303

On motion of Senator Clarke, Senate File 1303, a bill for an act relating to the inspection of places where dead human bodies are prepared or held for burial, or entombment, was taken up and considered.

Senator Clarke offered the following amendment:

Senate File 1303 is amended, page 1, by adding after line 8 a new subsection as follows:

"By adding after line eight (8) the following paragraphs:

'An inspection fee for each place where dead human bodies are prepared or held for burial shall be fifteen dollars per year, which shall be collected by the commissioner of public health. The inspection fees collected under this section shall be paid to the treasurer of state who shall maintain a trust fund to be used only for paying the cost of inspection of such places.

For the fiscal year beginning July 1, 1970, and ending June 30, 1971, the number of inspections made at the direction of the commissioner shall be the number which can be paid for from the trust fund.' "

Senator Clarke offered the following amendment to the amendment and moved its adoption:

Amend the Clarke amendment to Senate File 1303, line 3, by striking the word and figures "eight (8)" and inserting in lieu thereof the word and figures "seven (7)".

The amendment to the amendment was adopted.

On motion of Senator Clarke, the amendment as amended was adopted.

Senator Clarke offered the following amendment and moved its adoption:

Amend Senate File 1303, line 2, by striking the words "or held for burial, or entombment" and inserting in lieu thereof the following: "for burial, or entombment and providing for a license fee and establishing a trust fund".

The amendment was adopted.

Senator Clarke moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1303) the vote was:

Ayes, 56:

Anderson	Dodds	Lamborn	Potgeter
Arbuckle	Doderer	Lange	Potter
Balloun	Erskine	Laverty	Reichardt
Bortell	Frey	Leonard	Rigler
Briles	Frommelt	Lucken	Schaben
Brownlee	Gaudineer	Messerly	Shaff
Clarke	Gilley	Mogged	Shirley
Coleman	Glenn	Mowry	Smith
Conklin	Griffin	Neu	Stephens
Curran	Hougen	Nicholson	Sullivan
Davis	Keith	Ollenburg	Thordsen
DeHart	Klink	O'Malley	Van Gilst
DeKoster	Kosek	Orr	Walsh
Denman	Kyhl	Palmer	Weimer

Nays, none.

Absent or not voting, 5:

Bass	McGill	Parker	Rabedeaux
Hill			

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Mogged, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 534, 585, 1127, 1279 and 1286.

CHARLES G. MOGGED
Chairman, Senate Committee
ELIZABETH SHAW
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: Senate Files 534, 585, 1127, 1279 and 1286.

BILLS SENT TO THE GOVERNOR

Senator Mogged, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 6th day of April, 1970, sent to the Governor for his approval: Senate Files 534, 585, 1127, 1279 and 1286.

CHARLES G. MOGGED, Chairman

Passed on file.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up out of order Senate File 1305.

Senate File 1305

On motion of Senator Laverty, Senate File 1305, a bill for an act to legalize and validate the use of a bridge acquired by the Marion County board of supervisors from the Norfolk and Western Railway Company as part of the secondary road system in that county, was taken up and considered.

SUBSTITUTION

Senator Laverty asked and received unanimous consent that House File 1356 be substituted for Senate File 1305.

CONSIDERATION OF BILLS

House File 1356

On motion of Senator Laverty, House File 1356, a bill for an act to legalize and validate the use of a bridge acquired by the Marion County board of supervisors from the Norfolk and Western Railway Company as part of the secondary road system in that county, was taken up and considered.

Senator Laverty moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1356) the vote was:

Ayes, 56:

Anderson	Erskine	Lange	Potter
Balloun	Frey	Laverty	Rabedaux
Bortell	Frommelt	Leonard	Reichardt
Briles	Gaudineer	Lucken	Rigler
Brownlee	Gilley	Messerly	Schaben
Clarke	Glenn	Mogged	Shaff
Conklin	Griffin	Mowry	Shirley
Curran	Hill	Neu	Smith
Davis	Hougen	Nicholson	Stevens
DeHart	Keith	Ollenburg	Sullivan
DeKoster	Klink	O'Malley	Thordsen
Denman	Kosek	Orr	Van Gilst
Dodds	Kyhl	Palmer	Walsh
Doderer	Lamborn	Potgeter	Weimer

Nays, none.

Absent or not voting, 5:

Arbuckle	Coleman	McGill	Parker
Bass			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

SENATE FILE WITHDRAWN

Senator Lavery asked and received unanimous consent that **Senate File 1305** be withdrawn from further consideration of the Senate.

CONSIDERATION OF BILLS

House File 499

On motion of Senator Arbuckle, House File 499, a bill for an act relating to the war orphans educational aid fund, with reports of committees recommending amendment and passage, was taken up, considered, and the reports of the committees adopted.

Senator Smith offered the following appropriations committee amendment:

Amend House File 499, page 1, by striking lines 11 through 21 inclusive.

Senator Smith moved the adoption of the amendment and called for a division.

The amendment was adopted.

Senator Clarke asked and received unanimous consent to withdraw the state government committee amendment filed February 12, 1970, and found on page 477 of the Senate Journal.

Senator Arbuckle moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 499) the vote was:

Ayes, 56:

Anderson	Dodds	Kyhl	Palmer
Arbuckle	Doderer	Lamborn	Potgeter
Balloun	Erskine	Lange	Potter
Bortell	Frey	Lavery	Rabedeaux
Briles	Frommelt	Leonard	Reichardt
Brownlee	Gaudineer	Lucken	Rigler
Clarke	Gilley	Messerly	Schaben
Coleman	Glenn	Mogged	Smith
Conklin	Griffin	Mowry	Stephens
Curran	Hill	Neu	Sullivan
Davis	Hougen	Nicholson	Thordsen
DeHart	Keith	Ollenburg	Van Gilst
DeKoster	Klink	O'Malley	Walsh
Denman	Kosek	Orr	Weimer

Nays, none.

Absent or not voting, 5:

Bass	Parker	Shaff	Shirley
McGill			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION

Senator Shaff called up for further consideration the following resolution:

SENATE CONCURRENT RESOLUTION 119

By Committee on Ways and Means

Whereas, recent studies have emphasized the gross inequities of the current tax system as a method of funding local governmental functions; and

Whereas, many taxpayers are strongly objecting to the large share of public school expenditures being paid from property tax revenue; and

Whereas, cities and towns and counties are experiencing difficulty operating within the current maximum property tax mill levies; and

Whereas, urban and rural property owners are paying a large share of the costs of local government; and

Whereas, ownership of property is not an accurate indicator of the owner's ability to pay taxes, nor a realistic measure of benefits received; *Now, Therefore,*

Be It Resolved by the Senate, the House Concurring, That the legislative council shall create a study committee to conduct during the 1970 interim a detailed study of the tax structure as it relates to local taxing body expenditures and recommend methods of implementing tax reform measures which will effectively reduce emphasis on local property taxes; and

Be It Further Resolved, That the membership of the study committee shall consist of not more than fifteen legislators representing the Senate and House committees on ways and means, cities and towns, schools, and county government, said membership to be appointed jointly by the President of the Senate and Speaker of the House; and

Be It Further Resolved, That staff assistance be provided by the legislative service bureau, the department of revenue, the state comptroller, and the department of public instruction within the limits of available funds of said departments and moneys available to the General Assembly, and the study committee may employ other employees as it deems desirable from funds available for such purpose; and

Be It Further Resolved, That a report of the findings and recommendations of such study be submitted to the legislative council and the General Assembly prior to the convening of the Sixty-fourth General Assembly, First Session, and further supplemental reports may be presented at any time thereafter, accompanied by bill drafts designed to carry out the recommendations of the study committee.

Senator Van Gilst moved that the ways and means committee of the Senate be directed by the Senate to present a program of tax reform, in bill form, particularly directed toward property tax relief within the next five legislative days, for immediate debate on the Senate floor.

President pro tempore Lange took the chair at 11:10 a.m.

President Jepsen took the chair at 11:26 a.m.

On motion of Senator Rigler, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Jepsen presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1220, a bill for an act relating to the regulation of surface mining.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 82, a bill for an act to authorize the industrial commissioner to order the taking of depositions in workmen's compensation cases.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 83, a bill for an act relating to the duties of the industrial commissioner.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 444, a bill for an act relating to post-conviction procedure.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1009, a bill for an act relating to acknowledgments by notaries public.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1076, a bill for an act relating to venue in forgery cases.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1198, a bill for an act relating to federal insured loans.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1271, a bill for an act to legalize and validate proceedings of board of directors of Iowa central community college.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE MESSAGE CONSIDERED

House File 1220, a bill for an act relating to the regulation of surface mining, and making surface mines as well as underground mines subject to safety regulation by the department of mines and minerals.

Read first time and passed on file.

INTRODUCTION OF BILL

Senate File 1319, by committee on state government (committee on state government), a bill for an act relating to licenses in the practice of medicine.

Read first time and placed on calendar.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Mogged, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files 199, 354, 589, 1103, 1314 and 1315.

CHARLES G. MOGGED
Chairman, Senate Committee
ELIZABETH SHAW
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: House Files 199, 354, 589, 1103, 1314 and 1315.

ADOPTION OF CONCURRENT RESOLUTION

Senate Concurrent Resolution 119

The Senate resumed consideration of the motion by Senator Van Gilst.

Senator Griffin requested a roll call to ascertain if a quorum were present.

Roll call revealed a quorum present.

Senator Van Gilst renewed his motion and requested a roll call.

On the question "Shall the Van Gilst motion be adopted?" (S.C.R. 119) the vote was:

Rule 24 was invoked.

Ayes, 15:

Briles
Coleman
Dodds
Doderer

Glenn
Hill
Klink
O'Malley

Orr
Palmer
Reichardt
Schaben

Shirley
Van Gilst
Welmer

Nays, 41:

Anderson	Erskine	Lavery	Potgeter
Arbuckle	Frey	Leonard	Potter
Balloun	Frommelt	Lucken	Rabedeaux
Bortell	Gilley	Messerly	Rigler
Brownlee	Griffin	Mogged	Shaff
Clarke	Keith	Mowry	Smith
Conklin	Kosek	Neu	Stephens
Curran	Kyhl	Nicholson	Sullivan
Davis	Lamborn	Ollenburg	Thordsen
DeHart	Lange	Parker	Walsh
DeKoster			

Absent or not voting, 5:

Bass	Gaudineer	Hougen	McGill
Denman			

The motion lost.

Senator Shaff asked and received unanimous consent to withdraw the committee amendment filed on March 31, 1970, and found on page 1143-1145, inclusive, of the Senate Journal.

Senator Shirley asked and received unanimous consent to withdraw the amendment filed by him on March 24, 1970, and found on page 1035 and 1036 of the Senate Journal.

Senator Anderson offered the following amendment:

- 1 Amend Senate Concurrent Resolution 119 by adding the following
- 2 new paragraph:
- 3 Be It Further Resolved, That for the accomplishment of the
- 4 provision of this resolution and related consequences of the
- 5 increased costs of the administration of the elementary and
- 6 secondary schools of this state, it is declared to be the
- 7 sense of the general assembly that the state department of
- 8 public instruction forthwith declare a state of emergency to
- 9 exist within this state as same pertains to the costs of
- 10 education and that a moratorium be declared and a ceiling
- 11 established, including a reduction in the administrative costs
- 12 attributable to the operation of said schools and that the
- 13 school boards of the state be advised of such action.

Senator Neu raised a point of order on the amendment for the reason that it was not germane to the resolution.

Senator Anderson asked and received unanimous consent to withdraw the amendment.

Senator Shirley offered the following amendment:

Amend Senate Concurrent Resolution 119, as found on page 963 of the Senate Journal, by striking all after the last "whereas" clause and inserting in lieu thereof:

"Be It Resolved by the Senate, the House Concurring, that the General Assembly recess, without pay, on April 10, 1970, until June 15, 1970, that the House and Senate ways and means

committees on or before June 15, 1970, be and hereby are instructed to prepare and introduce legislation in proper bill form which would have the effect of shifting or reducing local property taxes, that upon the reconvening of the General Assembly on June 15, 1970, said ways and means committee bills are hereby set as a special order of business at 10:00 a.m. on Monday, June 15, 1970.

Senator Shirley moved the adoption of the amendment and requested a roll call.

On the question "Shall the Shirley amendment be adopted?" (S.C.R. 119) the vote was:

Rule 24 was invoked.

Ayes, 24:

Briles	Frommelt	Lange	Potgeter
Coleman	Gaudineer	Leonard	Reichardt
Denman	Glenn	Nicholson	Schaben
Dodds	Hill	O'Malley	Shirley
Doderer	Klink	Orr	Van Gilst
Frey	Kosek	Palmer	Weimer

Nays, 34:

Anderson	DeHart	Lucken	Rabedeaux
Arbuckle	DeKoster	Messerly	Rigler
Balloun	Erskine	Mogged	Shaff
Bortell	Gilley	Mowry	Smith
Brownlee	Griffin	Neu	Stephens
Clarke	Keith	Ollenburg	Sullivan
Conklin	Kyhl	Parker	Thordsen
Curran	Lamborn	Potter	Walsh
Davis	Laverty		

Absent or not voting, 3:

Bass	Hougen	McGill
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The amendment lost.

Senator Lange offered the following amendment and moved its adoption:

Amend Senate Concurrent Resolution 119, line 18, by striking the word "fifteen" and inserting in lieu thereof the word "sixteen".

The amendment was adopted.

Senator Arbuckle offered the following amendment and moved its adoption:

Amend Senate Concurrent Resolution 119 by striking from line 3 of the second resolving clause the word "on" and inserting in lieu thereof the words "; including but not limited to".

The amendment was adopted.

Senator Shaff moved the adoption of the resolution as amended.

The motion prevailed and Senate Concurrent Resolution 119 as amended was adopted.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up out of order House File 1253.

House File 1253

On motion of Senator Anderson, House File 1253, a bill for an act relating to recording instruments of homestead ownership, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator DeKoster offered the following committee amendment:

Amend House File 1253, line 9, before the word "recorder" by inserting the following words: "on file in the office of the clerk of the district court or".

President pro tempore Lange took the chair at 3:35 p.m.

Senator DeKoster offered the following amendment to the amendment and moved its adoption:

Amend the judiciary committee amendment to House File 1253, filed March 24, 1970, line 1, by striking the word "recorder" and inserting in lieu thereof the word "recorded".

The amendment to the amendment was adopted.

On motion of Senator DeKoster, the committee amendment as amended was adopted.

Senator Anderson moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1253) the vote was:

Ayes, 56:

Anderson	Denman	Lamborn	Palmer
Arbuckle	Dodds	Lange	Parker
Balloun	Doderer	Laverty	Potgeter
Bortell	Erskine	Leonard	Potter
Briles	Frey	Lucken	Rabedeaux
Brownlee	Frommelt	Messerly	Reichardt
Clarke	Gaudineer	Mogged	Rigler
Coleman	Gilley	Mowry	Schaben
Conklin	Glenn	Neu	Shaff
Curran	Griffin	Nicholson	Shirley
Davis	Keith	Ollenburg	Smith
DeHart	Kosek	O'Malley	Stephens
DeKoster	Kyhl	Orr	Sullivan

Thordson	Van Gilst	Walsh	Weimer
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Nays, none.

Absent or not voting, 5:

Bass Hill	Hougen	Klink	McGill
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order House File 1278.

House File 1278

On motion of Senator Glenn, House File 1278, a bill for an act to legalize and validate the proceedings of the board of directors of the Mount Vernon Community School District in the counties of Linn, Jones, and Johnson, State of Iowa, in connection with the purchase under a real estate installment purchase contract of certain real estate by said board of directors from Grace E. West and Gail West Hull and declaring the validity of said contract and that said contract shall constitute a valid and binding obligation of said school district, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Glenn moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1278) the vote was:

Ayes, 50:

Anderson	Doderer	Laverty	Potgeter
Balloun	Erskine	Leonard	Potter
Bortell	Frey	Lucken	Rabedeaux
Briles	Frommelt	Messerly	Rigler
Brownlee	Gilley	Mogged	Schaben
Coleman	Glenn	Mowry	Shirley
Conklin	Griffin	Neu	Smith
Curran	Keith	Nicholson	Stephens
Davis	Klink	O'Malley	Sullivan
DeHart	Kosek	Orr	Thordson
DeKoster	Kyhl	Palmer	Van Gilst
Denman	Lamborn	Parker	Walsh
Dodds	Lange		

Nays, 2:

Gaudineer	Ollenburg
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Absent or not voting, 9:

Arbuckle	Hill	McGill	Shaff
Bass	Hougen	Reichardt	Weimer
Clarke			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order House File 1307.

House File 1307

On motion of Senator Mowry, House File 1307, a bill for an act to legalize and validate the proceedings of the board of directors of the Henderson Consolidated School District, in the county of Mills, State of Iowa, confirming and authorizing the sale of certain real property, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Mowry moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1307) the vote was:

Ayes, 55:

Anderson	Doderer	Laverty	Potter
Arbuckle	Erskine	Leonard	Rabedeaux
Balloun	Frey	Lucken	Reichardt
Bortell	Frommelt	Messerly	Rigler
Briles	Gaudineer	Mogged	Schaben
Brownlee	Gilley	Mowry	Shaff
Clarke	Glenn	Neu	Smith
Coleman	Griffin	Nicholson	Stephens
Curran	Hill	Ollenburg	Sullivan
Davis	Klink	O'Malley	Thordsen
DeHart	Kosek	Orr	Van Gilst
DeKoster	Kyhl	Palmer	Walsh
Denman	Lamborn	Parker	Weimer
Dodds	Lange	Potgeter	

Nays, none.

Absent or not voting, 6:

Bass	Hougen	McGill	Shirley
Conklin	Keith		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order House File 277.

House File 277

On motion of Senator Leonard, House File 277, a bill for an act relating to driver education instructors, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

President Jepsen took the chair at 4:05 p.m.

Senator Leonard moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 277) the vote was:

Ayes, 55:

Anderson	Dodds	Laverty	Rabedeaux
Arbuckle	Doderer	Leonard	Reichardt
Balloun	Erskine	Lucken	Rigler
Bortell	Frey	Messerly	Schaben
Briles	Frommelt	Mogged	Shaff
Brownlee	Gaudineer	Neu	Shirley
Clarke	Glenn	Nicholson	Smith
Coleman	Griffin	Ollenburg	Stephens
Conklin	Hill	O'Malley	Sullivan
Curran	Klink	Orr	Thordsen
Davis	Kosek	Palmer	Van Gilst
DeHart	Kyhl	Parker	Walsh
DeKoster	Lamborn	Potgeter	Weimer
Denman	Lange	Potter	

Nays, none.

Absent or not voting, 6:

Bass	Hougen	McGill	Mowry
Gilley	Keith		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order House File 1081.

House File 1081

On motion of Senator Palmer, House File 1081, a bill for an act relating to waterworks employee group insurance, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Palmer moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1081) the vote was:

Ayes, 52:

Anderson	Dodds	Lamborn	Palmer
Arbuckle	Doderer	Lange	Parker
Balloun	Erskine	Laverty	Potgeter
Bortell	Frommelt	Leonard	Rabedeaux
Briles	Gaudineer	Lucken	Potter
Brownlee	Gilley	Messerly	Reichardt
Clarke	Glenn	Mogged	Rigler
Coleman	Griffin	Mowry	Shirley
Conklin	Hill	Neu	Stephens
Curran	Keith	Nicholson	Sullivan
Davis	Klink	Ollenburg	Thordsen
DeKoster	Kosek	O'Malley	Van Gilst
Denman	Kyhl	Orr	Walsh

Nays, none.

Absent or not voting, 9:

Bass	Hougen	Schaben	Smith
DeHart	McGill	Shaff	Weimer
Frey			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order House File 1082.

House File 1082

On motion of Senator Palmer, House File 1082, a bill for an act relating to coverage of waterworks employees group insurance, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Palmer moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1082) the vote was:

Ayes, 52:

Anderson	Frey	Laverty	Potgeter
Balloun	Hrommelt	Leonard	Potter
Bortell	Gaudineer	Lucken	Rabedaux
Briles	Gilley	Messerly	Reichardt
Brownlee	Glenn	Mogged	Rigler
Coleman	Griffin	Mowry	Shaff
Conklin	Hill	Neu	Shirley
Curran	Keith	Nicholson	Smith
Davis	Klink	Ollenburg	Stephens
DeHart	Kosek	O'Malley	Sullivan
DeKoster	Kyhl	Orr	Thordaeen
Doderer	Lamborn	Palmer	Van Gilst
Erskine	Lange	Parker	Walsh

Nays, none.**Absent or not voting, 9:**

Arbuckle	Denman	Hougen	Schaben
Bass	Dodds	McGill	Weimer
Clarke			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File 719, a bill for an act amending Iowa's consumer fraud law.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1203, a bill for an act relating to maximum income for persons eligible for low-rent housing.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1257, a bill for an act relating to claims against the state.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1358, a bill for an act making an appropriation to the state highway commission.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 29, a bill for an act relating to demurrers by defendants in indictable criminal actions.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 460, a bill for an act relating to the fee for filing notice of corporate dissolution.

Also: That the House has amended and passed the following bill in which the concurrence of the Senate is asked:

Senate File 594, a bill for an act relating to fees charged for licenses of motor vehicle manufacturers, distributors, wholesalers, factory representatives and distributor branch representatives.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1057, a bill for an act relating to special limitations of actions, regarding the recovery of interests in real estate.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1096, a bill for an act relating to the appointment of interpreters in legal proceedings.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1104, a bill for an act relating to the mileage and expenses of county engineers.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1168, a bill for an act relating to the state educational radio and television facility board.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1197, a bill for an act relating to municipal court clerks and bailiffs.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1202, a bill for an act relating to the biennial appropriation of the higher education facilities commission.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1203, a bill for an act to regulate insurance holding company systems.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1225, a bill for an act relating to the state archaeologist.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1248, a bill for an act relating to the rate of interest on anticipatory bonds issued by townships.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 594

Amend Senate File 594 by adding thereto the following sections:

Sec. 2. Section three hundred twenty-two point five (322.5), Code 1966, is hereby amended by striking from line three (3) the word "twenty-six" and inserting in lieu thereof the word "thirty-five".

Sec. 3. Section three hundred twenty-two point twelve (322.12), Code 1966, is hereby amended by striking from line thirteen (13) the word "fiscal" and inserting in lieu thereof the words "calendar year on account of fees applicable to that calendar".

HOUSE AMENDMENT TO SENATE FILE 1168

Amend Senate File 1168 by striking all of section one (1) after the word "land" in line nine (9), and inserting in lieu thereof the following: "acquired by the board from the Area XI Community College at Ankeny, Iowa."

HOUSE AMENDMENT TO SENATE FILE 1202

Amend Senate File 1202 as follows:

1. Page 1, by striking lines 4 through 12 inclusive, and inserting in lieu thereof the following:

"Section 1. There is hereby appropriated from the general fund of the state the sum of twenty thousand (20,000) dollars for the fiscal year ending June 30, 1970 and the sum of twenty thousand (20,000) dollars for the fiscal year commencing July 1, 1970 and ending June 30, 1971, or so much thereof as may be necessary, to the higher education facilities commission for the purpose of paying expenses and the costs of administration of the tuition grant program."

2. Page 1, by striking from line 1 the words "relating to the biennial appropriation of" and inserting in lieu thereof the words "making an appropriation to".

HOUSE MESSAGES CONSIDERED

House File 719, a bill for an act amending Iowa's consumer fraud law to prohibit referral selling, to grant immunity to certain defendants, and to eliminate certain notice provisions.

Read first time and **passed on file**.

House File 1203, a bill for an act relating to maximum income for persons eligible for low-rent housing.

Read first time and **passed on file**.

House File 1257, a bill for an act relating to claims against the state.

Read first time and **passed on file**.

House File 1358, a bill for an act making an appropriation to the state highway commission from the primary road fund for the purpose of making payments for expenses incurred in administering the merit system.

Read first time and **passed on file**.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 6, 1970, the Governor had approved and transmitted to the Secretary of State the following bills:

- S. F. 1157—Relating to closed highways and to the purchase or condemnation of property rights for establishment of an alternative access.
- S. F. 1171—Relating to determining compensation in eminent domain proceedings.
- S. F. 1281—Relating to workmen's compensation.

SENATE CONCURRENT RESOLUTION 128

By Reichardt

Whereas, the University of Iowa and Iowa State University have a primary responsibility to the people of this state in the administration of their respective athletic and related extra-curricular activities; and

Whereas, an intrastate football rivalry between these two universities has long been desired by the people of Iowa and such rivalry would produce substantial financial revenue which would be retained within the state; and

Whereas, it would enhance the athletic status of both universities in the eyes of Iowa's stellar high school athletes and would tend to keep more of these young men in our state; and

Whereas, under a recent N.C.A.A. rule, the University of Iowa and Iowa State University are allowed to increase their respective football schedules by one game; and

Whereas, under Big Ten Conference rules, the University of Iowa, having already scheduled eight conference games for the 1971 and 1972 football

seasons, may schedule the eleventh game with a nonconference opponent; and

Whereas, it would be in the best interests of the respective universities and all Iowans if football contests are scheduled between the two teams prior to the scheduled 1977-82 football contests; *Now, Therefore*,

Be It Resolved by the Senate, the House Concurring, That the Sixty-third General Assembly of the State of Iowa urges that football games be scheduled between the University of Iowa and Iowa State University.

Be It Further Resolved, That copies of this resolution be transmitted to the Presidents of Iowa State University and the University of Iowa, the Board of Control of Athletics at the University of Iowa, and the Athletic Council at Iowa State University.

COMMUNICATION FROM THE SECRETARY OF STATE

April 8, 1970

Mr. Carroll Lane
Secretary of the Senate
State Capitol Building
Des Moines, Iowa 50319

I hereby certify that House File 1060 was published in *The Sioux City Journal*, Sioux City, Iowa, March 20, 1970, and in *The Sheldon Mail*, Sheldon, Iowa, March 18, 1970.

I further certify that Senate File 1139 was published in the *Jackson Sentinel*, Maquoketa, Iowa, March 19, 1970, and in *The Telegraph-Herald*, Dubuque, Iowa, March 23, 1970.

I further certify that Senate File 1140 was published in the *Jackson Sentinel*, Maquoketa, Iowa, March 19, 1970, and in *The Telegraph-Herald*, Dubuque, Iowa, March 23, 1970.

I further certify that Senate File 1149 was published in the *Lee Town News*, Des Moines, Iowa, April 2, 1970, and in *The Sioux Center News*, Sioux Center, Iowa, March 26, 1970.

I further certify that House File 1222 was published in *The Des Moines Register*, Des Moines, Iowa, March 26, 1970, and in the *Eldora Herald-Ledger*, Eldora, Iowa, March 31, 1970.

Respectfully submitted,
MELVIN D. SYNHORST
Secretary of State

REPORTS OF COMMITTEES

Senator Messerly submitted the following reports:

MR. PRESIDENT: Your committee on appropriations, to which was referred **House File 241**, a bill for an act relating to the payment of attorney fees to court-appointed attorneys, begs leave to report it has had the same under consideration and recommends the same **do pass**.

FRANCIS L. MESSERLY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations, to which was referred **House File 1357**, a bill for an act to appropriate funds from the primary road fund to the state highway commission for payment of claims arising

out of activities of the state highway commission, begs leave to report it has had the same under consideration and recommends the same *de pass.*

FRANCIS L. MESSERLY, Chairman

Ordered passed on file.

Senator Conklin submitted the following report:

MR. PRESIDENT: Your committee on schools, to which was referred House File 1188, a bill for an act relating to required eye safety equipment used in schools, begs leave to report it has had the same under consideration and recommends the same *de pass.**

W. CHARLENE CONKLIN, Chairman

Ordered passed on file.

*Denotes a unanimous committee vote.

AMENDMENTS FILED

- 1 Amend Senate File 304 by striking lines 5, 6, and 7
- 2 and inserting in lieu thereof the following:
- 3 "amended by inserting in line eleven (11) after the
- 4 comma the words "all cattle three years of age or older,"
- 5 Sec. 2. Section four hundred twenty-seven point thirteen
- 6 (427.13), subsection two (2), Code 1966, is hereby amended by
- 7 inserting after the period in line two (2) the following:
- 8 "However, for the purposes of the personal property tax im-
- 9 posed on cattle, all cattle three years of age or older shall
- 10 be exempt. Such cattle shall be assessed for each year to
- 11 determine the tax credit each taxing district shall receive.
- 12 The tax credit shall be based upon the amount of taxes
- 13 which are not collected because of the exemption granted in
- 14 this section. The credit for the year 1970 and each year
- 15 thereafter shall be one hundred percent of the taxes levied.
- 16 On or before January first of each year the auditor of
- 17 each county shall prepare a statement listing for each taxing
- 18 district in the county all cattle three years of age or
- 19 older upon which taxes shall not be collected due to the tax
- 20 exemption granted in this Act. The statement shall show the
- 21 tax rates of the various taxing districts and the total amount
- 22 of taxes which shall not be collected because of the tax ex-
- 23 emption. The auditor shall certify and forward copies of
- 24 the statement to the state comptroller and the director of
- 25 revenue not later than January fifteenth of each year. The
- 26 director of revenue shall compute the applicable tax credit
- 27 each year and certify to the treasurer of state the amount due
- 28 to each taxing district, which amount shall be the dollar
- 29 amounts which would be payable if such cattle were taxed.
- 30 The amounts due each taxing district shall be paid in two
- 31 equal payments by the treasurer of state on March fifteenth
- 32 and September fifteenth of each year, drawn upon warrants
- 33 payable to the respective county treasurers. The county
- 34 treasurer shall pay the proceeds to the various taxing districts
- 35 in the county.
- 36 In the event that the amount appropriated for reimburse-
- 37 ment of the taxing districts is insufficient to pay in full

38 the amounts due to each of the taxing districts, then the
 39 amount of each payment shall be reduced by the treasurer of
 40 state according to the ratio that the total amount of funds
 41 to be paid to each taxing district bears to the total amount
 42 to be paid to all taxing districts in the state."

43 Sec. 3. There is hereby appropriated from the general
 44 fund of the state of Iowa to the treasurer of state for the
 45 fiscal year beginning July 1, 1970 and ending June 30, 1971
 46 the sum of six million (6,000,000) dollars, or so much there-
 47 of as may be necessary, to carry out the provisions of sec-
 48 tion two (2) of this Act.

LESLIE C. KLINK

1 Amend Senate File 382, page 1, line 1, by striking
 2 the word "on" and inserting in lieu thereof the words "for
 3 bonds and other obligations issued by public corporations
 4 and for".

ERNEST KOSEK

1 Amend the House amendment to Senate File 640 by striking lines
 2 83, 84, and 85 and inserting in lieu thereof the following:
 3 amended as follows:

4 1. By striking from line two (2) the words "state tax
 5 commission" and inserting in lieu thereof the words "department
 6 of revenue".

7 2. By striking lines nine (9) and ten (10) and inserting
 8 in lieu thereof the following:

9 "instruction forty percent of the total. The department of
 10 public instruction shall certify to the state comptroller the per
 11 pupil fall enrollment for the current year for each school district
 12 in each basic school tax unit in the state. The state comptroller
 13 shall compute the amount due per pupil by dividing the total amount
 14 of income tax certified by the total per pupil fall enrollment in
 15 the state for the current year, and shall distribute the amount to
 16 each basic school tax unit on the basis of its total per pupil fall
 17 enrollment for the current year."

QUENTIN V. ANDERSON

1 Amend the House amendment to Senate File 640 as follows:

2 1. Line 11, by striking the words and figure "subsection
 3 four (4)".

4 2. By striking lines 15 through 18, inclusive, and insert-
 5 ing in lieu thereof the words "for the state".

6 3. By striking lines 23 through 28, inclusive, and placing
 7 quotation marks after the word "year."

8 4. Line 30, by striking the words and figure "subsection
 9 five (5)".

10 5. By striking lines 94 through 101, inclusive, and by
 11 striking from line 102 the word "instruction." and inserting
 12 in lieu thereof the following:

13 "eight (8), Acts of the Sixty-second General Assembly, is
 14 hereby repealed and the following section enacted in lieu
 15 thereof:

16 "The state comptroller shall compute the distribution of the
 17 moneys in the basic school tax equalization fund in each basic

18 school tax unit as follows:

19 1. Equally to the respective districts in the basic school
20 tax unit on the basis of the per pupil in fall enrollment for
21 the current year as certified to the state comptroller by the
22 department of public instruction.

23 2. Deduct from the amounts determined in subsection one (1)
24 above forty percent of any limitations determined by the school
25 budget review committee for the previous year by any school
26 district within the basic school tax unit and prorate, on
27 the basis of the fall enrollment, the total of these limita-
28 tions within a basic school tax unit to the remaining school
29 districts in the basic school tax unit.

30 The amount determined by the state comptroller for each
31 district shall be distributed by the county treasurer on
32 the tenth day of the month following the month of collection."

33 6. Line 123, by striking the words and figures "inserting
34 in line five (5)" and by striking lines 124 and 125 and insert-
35 ing in lieu thereof the following:

36 "striking from lines two (2) and three (3) the words 'pupil
37 membership in all schools of the district' and inserting in
38 lieu thereof 'pupils who are members of all public schools in
39 the district and all resident pupils who are members of any
40 nonpublic school' "

41 7. Lines 130 and 131, by striking the words "state comptroller
42 on the basis of a financial support factor" and inserting in
43 lieu thereof the words "department of public instruction on
44 the basis of a financial support factor provided to the depart-
45 ment by the state comptroller".

46 8. Line 188, by inserting before the word "The" the
47 following: "Sec. 34".

48 9. Line 197, by striking the word "for" and inserting in
49 lieu thereof a period, and by striking lines 198 through 202,
50 inclusive, and inserting in lieu thereof the word "Also,".

51 10. Line 241, by striking the word "govern" and inserting
52 in lieu thereof the word "guide".

53 11. By striking lines 249 through 263, inclusive, and by
54 renumbering the subsequent sections.

55 12. By striking the sentence beginning in line 274 and
56 ending in line 275.

57 13. By striking lines 282 and 283 and inserting in lieu
58 thereof the words "the county school system."

59 14. By inserting after line 291 a new section and renumber-
60 ing the subsequent section:

61 Section two hundred seventy-nine point twenty-two (279.22),
62 Code 1966, is amended by striking from line eleven (11) the
63 word "twenty-one" and inserting in lieu thereof the word
64 "nineteen".

LUCAS J. DeKOSTER
HERBERT L. OLLENBURG
LEIGH R. CURRAN
MINNETTE DODERER

1 Amend Senate File 1289 by striking everything after the
2 enacting clause and inserting in lieu thereof the following:
3 Section 1. Section three hundred thirty-two point three

4 (332.3), Code 1966, as amended by chapter two hundred ninety-
5 two (292), section one (1), and chapter two hundred ninety-
6 three (293), section one (1), Acts of the Sixty-second General
7 Assembly, is hereby further amended by adding the following
8 subsection:

9 "To appropriate funds from the general fund to match any
10 grant to the county under any state or federal program for the
11 study, control and suppression of crime."

QUENTIN V. ANDERSON

1 Amend Senate File 1315 as follows:

2 1. By inserting after line 19 a new subsection as
3 follows: Section thirty-two (32) is amended by striking the
4 period at the end thereof and inserting in lieu thereof the
5 following: "as to both parties, unless the court shall decree
6 otherwise according to the proof."

7 2. Line 1, by striking the words "public records
8 concerning".

JOHN L. MOWRY
ARTHUR NEU

1 Amend Senate File 1318 as follows:

2 1. By adding thereto the following new section:

3 Sec. 2. Chapter one hundred sixty-five (165), section four
4 (4), Acts of the Sixty-third General Assembly, First Session, is
5 hereby amended by striking lines six (6) through fourteen (14),
6 inclusive, and inserting in lieu thereof the following:
7 "The department of social services shall at least annually
8 review information relevant to the cost of obtaining the neces-
9 sary food, clothing, shelter, and other goods and services deemed
10 essential to the maintenance of a minimum decent standard of liv-
11 ing, available from state and federal agencies and other sources,
12 and shall on the basis of such information determine the amount
13 necessary to permit the maintenance of a minimum decent standard
14 of living under current conditions in this state. The amount so
15 determined may vary among persons in differing circumstances, and
16 among various areas of the state, if such variations are made on
17 a rational and consistent basis. The amount of assistance which
18 any person shall receive under this chapter shall be determined
19 with due regard to the resources and needs of such person and
20 shall be sufficient, when added to all other income and support
21 received by such person, to permit the person to maintain a min-
22 imum decent standard of living as determined under this section.
23 No reduction shall be made in the amount of assistance being paid
24 to any person under this chapter on account of any other income
25 or support received from any source whatever by that person, so
26 long as the assistance received under this chapter and the other
27 income or support received do not exceed the amount necessary to
28 permit the person to maintain a minimum decent standard of living
29 as determined under this section."

30 2. Page 1, by inserting in line 1 after the word "payments" the
31 words "to Old Age Assistance recipients and on behalf of such
32 recipients".

WILLIAM D. PALMER
MINNETTE DODERER

- 1 Amend House File 1333, page 1, line 10, by inserting
- 2 after the word "power" the words " , except mobile homes,".

HUGH H. CLARKE

On motion of Senator Rigler, the Senate adjourned until 8:30 a.m., Tuesday, April 7, 1970.

JOURNAL OF THE SENATE

EIGHTY-SIXTH DAY

SENATE CHAMBER,
DES MOINES, IOWA, TUESDAY, APRIL 7, 1970.

The Senate met in regular session, President pro tempore Lange presiding.

Prayer was offered by the Reverend Hubert Hackler, pastor of the Church of Christ, Leon, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Monday, April 6, 1970, was approved.

COMMUNICATIONS

The following letters were received and placed on file:

By Senator Frey, from twenty-three residents of Iowa opposing the abortion bill.

PETITIONS

The following petitions were received and placed on file:

By Senator Lange, from two hundred four residents of Sac County in favor of property tax relief.

VISITORS

Ninety sixth grade students from Corning Elementary School, Corning, Iowa, accompanied by their principal, Marvin D. Steffen, and teachers, Mrs. Schlotzouer, Mrs. Ranek and Mrs. Kimball. Senator Briles' son, Tom, was included in the group.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up out of order House File 1146.

House File 1146

On motion of Senator Kosek, House File 1146, a bill for an act relating to a cash allowance paid to prisoners upon discharge, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Kosek moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1146) the vote was:

Ayes, 43:

Anderson	Frey	Leonard	Rabedeaux
Bass	Frommelt	Lucken	Rigler
Bortell	Gilley	Messerly	Shaff
Clarke	Glenn	Mogged	Smith
Coleman	Griffin	Mowry	Stephens
Conklin	Hill	Ollenburg	Sullivan
Curran	Keith	O'Malley	Thordsen
Davis	Klink	Orr	Van Gilst
DeHart	Kosek	Parker	Walsh
DeKoster	Kyhl	Potgeter	Weimer
Dodds	Lange	Potter	

Nays, none.

Absent or not voting, 18:

Arbuckle	Doderer	Laverty	Palmer
Balloun	Erskine	McGill	Reichardt
Briles	Gaudineer	Neu	Schaben
Brownlee	Hougen	Nicholson	Shirley
Denman	Lamborn		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order House File 1309.

House File 1309

On motion of Senator Stephens, House File 1309, a bill for an act relating to required secondary school curriculum, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Stephens offered the following committee amendment and moved its adoption:

Amend House File 1309, page 1, by adding after line 14 the following new section:

"This Act shall be effective July 1, 1972."

The amendment was adopted.

Senator Stephens moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1309) the vote was:

Ayes, 40:

Anderson	Brownlee	Conklin	DeHart
Bass	Clarke	Curran	Dodds
Bortell	Coleman	Davis	Frey

Frommelt	Klink	Mowry	Rigler
Gilley	Kosek	Nicholson	Shaff
Glenn	Kyhl	Ollenburg	Smith
Griffin	Lamborn	Orr	Stephens
Hill	Leonard	Parker	Sullivan
Hougen	Lucken	Potter	Van Gilst
Keith	Messerly	Rabedeaux	Weimer

Nays, 6:

Balloun	Lange	O'Malley	Potgeter
DeKoster	Mogged		

Voting present, 1:

Walsh

Absent or not voting, 14:

Arbuckle	Erskine	Neu	Schaben
Briles	Gaudineer	Palmer	Shirley
Denman	Laverty	Reichardt	Thordson
Doderer	McGill		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order House File 1018.

House File 1018

On motion of Senator Messerly, House File 1018, a bill for an act relating to fees collected on the county level of government, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Messerly moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1018) the vote was:

Ayes, 31:

Balloun	Gilley	Lucken	Rigler
Briles	Hill	Messerly	Shaff
Brownlee	Hougen	Mogged	Shirley
Conklin	Keith	Nicholson	Smith
Curran	Klink	Ollenburg	Van Gilst
DeHart	Kosek	O'Malley	Walsh
DeKoster	Kyhl	Parker	Weimer
Erskine	Lamborn	Rabedeaux	

Nays, 17:

Anderson	Dodds	Lange	Potgeter
Bass	Frey	Leonard	Potter
Clarke	Frommelt	Mowry	Stephens
Coleman	Glenn	Orr	Sullivan
Davis			

Absent or not voting, 13:

Arbuckle	Bortell	Denman	Doderer
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Gaudineer	McGill	Palmer	Schaben
Griffin	Neu	Reichardt	Thordsen
Laverty			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order Senate File 1313.

Senate File 1313

On motion of Senator Shirley, Senate File 1313, a bill for an act relating to indemnification of officers, directors, employees, and agents of business corporations, was taken up and considered.

Senator Shirley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1313) the vote was;

Ayes, 54:

Anderson	Doderer	Lange	Potter
Balloun	Erskine	Laverty	Rabedeaux
Bass	Frey	Leonard	Rigler
Bortell	Frommelt	Lucken	Schaben
Briles	Gilley	Messerly	Shaff
Brownlee	Glenn	Mogged	Shirley
Clarke	Griffin	Mowry	Smith
Coleman	Hill	Nicholson	Stephens
Conklin	Hougen	Ollenburg	Sullivan
Curran	Keith	O'Malley	Thordsen
Davis	Klink	Orr	Van Gilst
DeHart	Kosek	Parker	Walsh
DeKoster	Kyhl	Potgeter	Weimer
Dodds	Lamborn		

Nays, none.

Absent or not voting, 7:

Arbuckle	Gaudineer	Neu	Reichardt
Denman	McGill	Palmer	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order House File 1310.

House File 1310

On motion of Senator DeKoster, House File 1310, a bill for an act relating to stockholders' meetings for certain corporations, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator DeKoster moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1310) the vote was:

Ayes, 53:

Anderson	Doderer	Lamborn	Potgeter
Balloun	Erskine	Lange	Potter
Bass	Frey	Laverty	Rabedeaux
Bortell	Frommelt	Leonard	Rigler
Briles	Gilley	Lucken	Schaben
Brownlee	Glenn	Messerly	Shirley
Clarke	Griffin	Mogged	Smith
Coleman	Hill	Mowry	Stephens
Conklin	Hougen	Nicholson	Sullivan
Curran	Keith	Ollenburg	Thordsen
Davis	Klink	O'Malley	Van Gilst
DeHart	Kosek	Orr	Walsh
DeKoster	Kyhl	Parker	Weimer
Dodds			

Nays, none.

Absent or not voting, 8:

Arbuckle	Gaudineer	Neu	Reichardt
Denman	McGill	Palmer	Shaff

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order House File 1329.

House File 1329

On motion of Senator Kyhl, House File 1329, a bill for an act to prohibit false reports and information regarding crimes and accidents, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Kyhl offered the following committee amendment and moved its adoption:

Amend House File 1329, page 1, as follows:

1. Line 5, by striking the words "crime or" and inserting in lieu thereof the words "a crime, a fire, or an".
2. Line 6, by striking the words "or other person" and by inserting in lieu thereof the words ", physician, hospital, ambulance service, or fire department".
3. By striking line 10 and inserting in lieu thereof the following words "a crime, a fire, or an accident to any peace officer, physician, hospital, ambulance service, or fire department knowing".
4. By striking lines 18 through 22, inclusive.
5. By striking line 2 and inserting in lieu thereof the following: "crimes, fires, and accidents and providing a penalty for violations."

The amendment was adopted.

Senator Kyhl moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1329) the vote was:

Ayes, 54:

Anderson	Doderer	Lange	Potgeter
Balloun	Erskine	Laverty	Potter
Bass	Frey	Leonard	Rabedeaux
Bortell	Frommelt	Lucken	Rigler
Briles	Gilley	Messerly	Schaben
Brownlee	Glenn	Mogged	Shaff
Clarke	Griffin	Mowry	Shirley
Coleman	Hill	Nicholson	Smith
Conklin	Hougen	Ollenburg	Stephens
Curran	Keith	O'Malley	Sullivan
Davis	Klink	Orr	Van Gilst
DeHart	Kosek	Palmer	Walsh
DeKoster	Kyhl	Parker	Weimer
Dodds	Lamborn		

Nays, none.

Absent or not voting, 7:

Arbuckle	Gandineer	Neu	Thordson
Denman	McGill	Reichardt	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

HOUSE FILE 97 RE-REFERRED

Senator Walsh asked and received unanimous consent that **House File 97** be re-referred to the committee on law enforcement.

UNFINISHED BUSINESS

Senate File 571

On motion of Senator Kosek, Senate File 571, a bill for an act to make all employees of county welfare departments employees of the Iowa department of social services and to insure that such employees are entitled to the same fringe benefits as employees of the Iowa department of social services, was taken up for further consideration.

Senator Kosek offered the following committee amendment:

Amend Senate File 571 as follows:

1. By striking all after the enacting clause, and inserting in lieu thereof the following:

Section 1. Section two hundred thirty-four point twelve (234.12), Code 1966, as amended by chapter two hundred nine (209), section two hundred nineteen (219), Acts of the Sixty-second General Assembly, is hereby repealed and the following enacted in lieu thereof:

"The state department of social services shall employ a county director, subject to the approval of the county board. The county director and other employees shall be state employees for all purposes under the laws of the State of Iowa and paid by

the state from funds made available for that purpose."

Sec. 2. Section two hundred thirty-four point thirteen (234.13), Code 1966, as amended by chapter two hundred nine (209), section two hundred twenty (220), Acts of the Sixty-second General Assembly, is hereby repealed.

2. Page 1, by striking lines 1 through 5, inclusive, and inserting in lieu thereof the following:

An Act to establish the state department of social services as employer and appointing authority of employees in county departments of social welfare and to provide that such employees are state employees for all purposes under the laws of the state and are to be paid from state funds.

Senator Potgeter offered the following amendment to the amendment by Senators Potgeter and Sullivan:

- 1 Amend the social services committee amendment to
- 2 Senate File 571, filed February 18, 1970, by striking all
- 3 of lines 9 and 10 and inserting in lieu thereof the
- 4 following: "The county board shall employ a county
- 5 director, subject to the approval of the department of
- 6 social services."

Senator Potgeter moved the adoption of the amendment to the amendment and requested a roll call.

On the question "Shall the amendment to the amendment be adopted?" (S.F. 571) the vote was:

Rule 24 was invoked.

Ayes, 34:

Anderson	Davis	Kyhl	Ollenburg
Arbuckle	DeHart	Lamborn	Parker
Balloun	Erskine	Lange	Potgeter
Bass	Frey	Laverty	Potter
Bortell	Gilley	Messerly	Rabedeaux
Briles	Griffin	Mogged	Shaff
Brownlee	Hougen	Mowry	Sullivan
Conklin	Keith	Nicholson	Thordsen
Curran	Klink		

Nays, 23:

Clarke	Gaudineer	O'Malley	Shirley
Coleman	Glenn	Orr	Stephens
DeKoster	Hill	Palmer	Van Gilst
Dodds	Kosek	Reichardt	Walsh
Doderer	Leonard	Rigler	Weimer
Frommelt	Lucken	Schaben	

Absent or not voting, 4:

Denman	McGill	Neu	Smith
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The amendment to the amendment was adopted.

Senator Potgeter asked and received unanimous consent to withdraw the amendment filed by him on February 27, 1970, and found on page 682 of the Senate Journal.

SENATE FILE DEFERRED

Senator O'Malley asked and received unanimous consent that further action on **Senate File 571** be deferred and that the bill be placed on the calendar under unfinished business.

UNFINISHED BUSINESS

Senate Joint Resolution 1003

On motion of Senator Potgeter, Senate Joint Resolution 1003, a joint resolution to establish an interim committee to study the millage levy and related areas of financial support for area vocational school and community college districts, was taken up for further consideration.

The Senate resumed consideration of the committee amendment.

Senator Bass moved the adoption of the amendment.

Division was called for.

The amendment lost.

Senator Smith offered the following amendment and moved its adoption:

Amend Senate Joint Resolution 1003, page 1, by inserting in line 19 before the word "financial" the words "budgeting, auditing and".

Division was called for:

The amendment was adopted.

On the question "Shall the resolution be adopted?" (S.J.R. 1003) the vote was:

Ayes, 43:

Anderson	DeKoster	Lamborn	Rabedeaux
Arbuckle	Denman	Lange	Rigler
Balloun	Erskine	Leonard	Schaben
Bass	Frey	Lucken	Shaff
Bortell	Gilley	Mogged	Shirley
Briles	Glenn	Mowry	Smith
Brownlee	Griffin	Ollenburg	Stephens
Clarke	Hougen	Orr	Sullivan
Conklin	Keith	Parker	Van Gilst
Curran	Klink	Potgeter	Walsh
DeHart	Kyhl	Potter	

Nays, 10:

Coleman	Gaudineer	Nicholson	Reichardt
Dodds	Hill	Palmer	Weimer
Frommelt	Messerly		

Voting present, 2:

O'Malley Thordsen

Absent or not voting, 6:

Davis	Kosek	McGill	Neu
Doderer	Laverty		

The resolution having received a constitutional majority was declared to have been adopted and agreed to by the Senate and the title was agreed to.

UNFINISHED BUSINESS**Senate File 1190**

On motion of Senator Erskine, Senate File 1190, a bill for an act relating to the motor fuel tax, was taken up for further consideration.

SUBSTITUTION

Senator Erskine asked unanimous consent that **House File 1232** be substituted for **Senate File 1190**.

Objection was raised.

Senator Erskine moved that the rules be suspended and that House File 1232 be substituted for Senate File 1190.

Roll call was requested.

On the question "Shall the motion to suspend the rules and substitute House File 1232 for Senate File 1190 be adopted?" the vote was:

Ayes, 45:

Anderson	Erskine	Laverty	Potter
Arbuckle	Frey	Leonard	Rabedeaux
Balloun	Gilley	Lucken	Rigler
Bortell	Glenn	Messerly	Schaben
Briles	Griffin	Mogged	Shaff
Brownlee	Hougen	Mowry	Shirley
Clarke	Keith	Nicholson	Stephens
Coleman	Kosek	Ollenburg	Sullivan
Curran	Kyhl	Orr	Thordsen
DeKoster	Lamborn	Palmer	Van Gilst
Denman	Lange	Parker	Walsh
Dodds			

Nays, 8:

Bass	DeHart	Gaudineer	O'Malley
Conklin	Frommelt	Hill	Weimer

Absent or not voting, 8:

Davis	Klink	Neu	Reichardt
Doderer	McGill	Potgeter	Smith

The motion prevailed and the substitution was made.

CONSIDERATION OF BILLS

House File 1232

On motion of Senator Erskine, House File 1232, a bill for an act relating to motor fuel used in watercraft, the creation of a marine fuel tax fund, and the allocation of such fund to the use of the conservation commission, was taken up and considered.

President Jepsen took the chair at 11:00 a.m.

Senator Erskine offered the following amendment and moved its adoption:

- 1 Amend House File 1232, as amended and passed by the
- 2 House, as follows:
- 3 1. Page 1, by striking lines 10 through 12, inclusive, and
- 4 inserting in lieu thereof the following:
- 5 Before the preceding credits are made for the fiscal
- 6 year beginning July 1, 1970, the amount of thirty-five
- 7 thousand dollars, which it is hereby determined represents
- 8 the net proceeds of motor fuel tax attributable to motor
- 9 fuel used in watercraft, shall be placed in a separate fund,
- 10 which is hereby created and designated as the "marine fuel
- 11 tax fund".
- 12 2. Page 3, by inserting after line 8 the following new sec-
- 13 tion:
- 14 There is hereby appropriated from the marine fuel tax
- 15 fund to the state conservation commission for the fiscal
- 16 year beginning July 1, 1970 and ending June 30, 1971 the sum
- 17 of thirty-five thousand (35,000) dollars, or so much thereof
- 18 as may be necessary, for the purpose of expanding the boating
- 19 safety and education program and for acquisition and
- 20 development of boating access to public waters.
- 21 3. Amend the title by inserting in line 2 after the word
- 22 "allocation" the words "and appropriation".

The amendment was adopted.

Senator Nicholson offered the following amendment by Senators Nicholson, Shaff and Griffin:

Amend House File 1232, as amended and passed by the House, page 1, by striking lines 17 through 20, inclusive, and inserting in lieu thereof the words "shall be allocated to each county based upon the percentage of the taxes collected on motor fuel used in watercraft in that county as related to the total taxes collected on motor fuel used in watercraft in the state. The treasurer of state shall issue warrants to the treasurer of each county not later than April first of each year. The moneys received shall be used exclusively for the following purposes:".

President pro tempore Lange took the chair at 11:20 a.m.

Senator Walsh asked and received unanimous consent to with-

draw the amendment to the amendment filed by him on March 24, 1970, and found on page 1036 of the Senate Journal.

Senator Nicholson moved the adoption of the amendment and called for a division.

The amendment lost.

Senator Dodds offered the following amendment and moved its adoption:

Amend House File 1232, page 8, by inserting after line 8 new section as follows:

Section three hundred twenty-four point seventeen (324.17), Code 1966, is hereby amended by inserting at the end a new paragraph:

"A commercial fisherman, licensed and operating under sections one hundred nine point one hundred six (109.106) through one hundred nine point one hundred sixteen (109.116), inclusive, and section one hundred ten point one (110.1) of the Code, shall be entitled to receive a motor fuel tax refund under this section."

Division was called for.

The amendment was adopted.

Senator Erskine moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1232) the vote was:

Ayes, 35:

Anderson	DeKoster	Lange	Rigler
Arbuckle	Erskine	Laverty	Schaben
Balloun	Frey	Lucken	Smith
Bass	Gilley	Messerly	Stephens
Bortell	Griffin	Ollenburg	Sullivan
Clarke	Hougen	Parker	Thordsen
Conklin	Keith	Potter	Van Gilst
Curran	Klink	Rabedeaux	Walsh
Davis	Lamborn	Reichardt	

Nays, 17:

Coleman	Glenn	Mowry	Palmer
Dodds	Hill	Nicholson	Shaff
Doderer	Kyhl	O'Malley	Shirley
Frommelt	Leonard	Orr	Weimer
Gaudineer			

Absent or not voting, 9:

Briles	Denman	McGill	Neu
Brownlee	Kosek	Mogged	Potgeter
DeHart			

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

SENATE FILES WITHDRAWN

Senator Erskine asked and received unanimous consent that Senate File 1190 be withdrawn from further consideration of the Senate.

Senator Erskine asked and received unanimous consent that Senate File 49 be withdrawn from further consideration of the Senate.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has refused to concur in the following bill in which the concurrence of the House was asked:

House File 499, a bill for an act relating to the war orphans educational aid fund.

Also: That the House has concurred in Senate amendment to and passed the following bill in which the concurrence of the House was asked:

House File 1169, a bill for an act relating to the investment of funds of life insurance companies.

Also: That the Senate has passed the following bill in which the concurrence of the Senate is asked:

House File 1359, a bill for an act to provide flexibility in the selection of position titles for members of the professional staff of the superintendent of public instruction.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 135, urging the General Assembly of the United Nations, Congress and the President to undertake a determined effort to seek compliance by the government of North Vietnam in honoring the Geneva Convention.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 136, authorizing appointment of committee to study the availability and use of highway funds.

Also: That the House has adopted and agreed to the following joint resolution in which the concurrence of the House was asked:

Senate Joint Resolution 1002, proposing an amendment to the Constitution of the state relating to judges of the district court and supreme court.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1184, a bill for an act relating to pipelines and the power of eminent domain exercised by pipeline companies.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 1184

Amend Senate File 1184, as amended and passed and reprinted by the Senate, as follows:

1. Page 1, by inserting after line 2 the following new paragraph:

WHEREAS, the general assembly finds that from time to time prior to plans for pipeline and like projects becoming common knowledge, title to and interests in land have been acquired for considerations less than is its fair value, sometimes to the disadvantage of widows, orphans, aged and infirm persons, and others to whom the state is bound to assure the equal protection of its laws, not merely in terms but in fact and substance; NOW THEREFORE,

2. Page 1, by striking lines 4 through 8, inclusive, and inserting in lieu thereof the following:

Section 1. Section four hundred ninety point twenty-five (490.25), Code 1966, is hereby amended as follows:

(1) By striking from line three (3) the word "thereupon" and inserting in lieu thereof the words "upon filing the application and complying with the requirements of this section".

(2) By inserting in line sixteen (16) after the word "shall" the words "upon filing the application and complying with the requirements provided in this section".

(3) By inserting after line forty-two (42) the following:

"As a condition precedent to the vesting of the power of eminent domain for the construction of a pipeline, an application shall be filed with the commission therefor. Not less than thirty".

3. Page 1, line 9, by striking the word "petition" and inserting in lieu thereof the word "application".

4. Page 1, line 10, by striking the words "shall hold informational meetings" and inserting in lieu thereof the words "making the application shall hold at least one informational meeting".

5. Page 1, line 16, by striking the words "legal rights of the affected landowners" and inserting in lieu thereof the words "rights and remedies of landowners, as provided by statute and the rules and regulations of the commission, in cases in which the power of eminent domain is invoked to acquire real property or any interest therein".

6. Page 1, line 17, by inserting after the period the words "Every application shall be under oath, by the applicant or if the applicant is a corporation, by its principal officer, or his designee. The application shall contain (1) a statement that the informational meetings were in fact held, and (2) a statement that no title to real property, or interest therein, has been acquired by purchase or otherwise by the applicant or any person, company, or corporation in behalf of the applicant, primarily for the construction of the particular pipeline concerned or, in the alternative, a statement showing all such purchases, the title or interest acquired, from whom, and the amount paid for the title or interest acquired."

7. Page 1, line 20, by striking the word "permit" and inserting in lieu thereof the words "power of eminent domain".

8. Page 1, line 21, by striking the word "permit" and inserting

in lieu thereof the words "power of eminent domain".

9. Page 1, by striking lines 24 and 25 and inserting in lieu thereof the words "affected by the proposed project including those from whom title to and interests in land have been acquired and any person, company or corporation shown of record to be in possession of or residing on the property."

10. Page 2, by striking lines 8 and 9 and inserting in lieu thereof the words "of five miles or more across privately-owned property."

11. Page 2, line 20, by inserting after the word "county" the words "at least one week and not more than three weeks before the date set for the informational meeting".

12. Page 2, by striking from lines 21 and 22 the words "land-owners whose residence is not known" and inserting in lieu thereof the words "landowners and any party in possession whose whereabouts are not known".

13. Page 2, by striking lines 23 through 27, inclusive.

14. Page 2, line 33, by striking the words "and future land use and".

15. Page 2, line 35, by inserting after the word "project" the words "insofar as they are known to or reasonably foreseen by the applicant".

16. Page 3, by striking lines 1 through 3, inclusive.

17. Page 3, by inserting after line 6 the following:

Sec. 4. Chapter four hundred ninety (490), Code 1966, is hereby amended by adding thereto the following new sections:

1. "If any person shall sell, lease, or otherwise grant any title to or interest in land in any county which in any manner is used in connection with any pipeline in that county, the consideration for which is less than that paid for similar titles or interests after the holding of the informational meeting required by this Act, he may file a complaint with the commission, provided the transaction took place not more than three years before such meeting. The commission shall hold or cause to be held a hearing upon such complaint, with not less than twenty days notice to the applicant. The commission may in its discretion hold a single hearing on all complaints from a county or portion thereof. Whenever the commission shall find, upon good cause shown, that the consideration paid for a title to or interest in land, prior to the holding of the informational meetings required herein, is substantially less in amount or value than the general level of considerations paid after the holding of such meetings, the commission shall by order require the applicant to pay the aggrieved landowner the difference between the general level of such considerations and the consideration paid by the pipeline company for the title or interest in question. This section shall be deemed to be a part of every contract for the transfer of any title to or interest in land for pipeline use, anything in the contract to the contrary notwithstanding, but shall have no retroactive application to contracts entered prior to the effective date of this Act."

2. "Any person, company, or corporation aggrieved by the

action of the commission in granting or failing to grant a permit or the power of eminent domain under the provisions of this chapter, shall be entitled to and limited to the rehearing and appeal procedures provided in sections four hundred ninety A point twelve (490A.12) through four hundred ninety A point nineteen (490A.19), inclusive, of the Code."

HOUSE CONCURRENT RESOLUTION 135

By Lipsky, Ossian, Den Herder, Camp, Drake, Millen, Shepherd, O'Hearn, Christensen, Radl, Cunningham, Crabb, Logemann, Van Nostrand, Schroeder, Hansen of Black Hawk, Welden, Varley, Fischer of Grundy, McIntyre, Wells, Crosier and Sorg

Whereas, approximately 1,350 military personnel from the United States are missing in action and may be presumed to be prisoners in North Vietnam although the government of North Vietnam has refused to release the names of all the prisoners it holds; and

Whereas, the government of North Vietnam acceded to the Geneva Convention on June 28, 1957, the government of South Vietnam acceded to the Convention on November 14, 1953, and the government of the United States acceded to the Convention on August 2, 1955; and

Whereas, the government of the United States and the government of South Vietnam have continuously honored the requirements of the Geneva Convention; and

Whereas, no pretense of compliance has been advanced by the government of North Vietnam or the National Liberation Front despite the reminder to do so on June 11, 1965, by M. Jacques Freymond, Vice President of the International Committee of the Red Cross; and

Whereas, the provisions of the Geneva Convention require that every prisoner of war be enabled to write to his family; that every prisoner remain in communication with his family and with an international or state organization which had assumed the obligation of safeguarding the rights of the prisoner; that every prisoner has the right to receive mail and packages; that minimum humane standards of detention, hygiene, diet, recreation, and employment be complied with; that the detaining power accept a neutral party to the conflict or a respected international organization, such as the International Committee of the Red Cross, as a protecting power for the prisoners; that seriously injured or ill prisoners be repatriated as soon as they are able to travel; and that the detaining power provide the names of the prisoners it holds to families as well as to the protecting power, or the Red Cross, to pass on to their country of origin; *Now, Therefore,*

Be It Resolved by the House, the Senate Concurring, That the General Assembly of the State of Iowa urges the General Assembly of the United Nations, the Secretary General of the United Nations, the Congress of the United States, and the President of the United States to undertake a determined effort to seek compliance by the government of North Vietnam in honoring the provisions of the Geneva Convention.

Be It Further Resolved, That copies of this resolution be transmitted to the Secretary General of the United Nations, to the Ambassador to the United Nations from the United States, the President of the United States, the President of the United States Senate, the Speaker of the United States House of Representatives, the Chairman of the House Foreign Affairs Committee, the Chairman of the Senate Foreign Relations Committee, and to each member of the Congress from the State of Iowa.

HOUSE CONCURRENT RESOLUTION 136

By Miller of Page, Goode, Darrington, Christensen, Dunton,
Menefee, Stroburg, Stokes, Sanders, Brinck, Mendenhall,
Bennett and Fischer of Grundy

Whereas, there appears to exist some confusion and differences of opinion in regard to funds available to the state highway commission and the manner in which such funds are allocated; and

Whereas, statements have been made that there are surplus funds available to the state highway commission and such funds have not in all cases been expended or have not been allocated to existing or future use; and

Whereas, it is necessary for the General Assembly to have at its disposal all available, factual, and indisputable information regarding the availability and use of highway funds in order that proper budgetary decisions may be made; *Now, Therefore*,

Be It Resolved by the House, the Senate Concurring, That the legislative council be authorized to appoint a study committee consisting of appropriate members of the transportation committees of the House and Senate, and nonlegislative members it may deem desirable, for the purpose of studying and determining the exact amount of funds available to the state highway commission, the manner of expending and allocating such funds, the priorities given to the allocation and expenditure of such funds for the construction or improvement of interstate highways and primary highways and in general the budgetary processes exercised by the state highway commission; and

Be It Further Resolved, That the study committee make a report of its findings and recommendations to the legislative council and the members of the first session of the Sixty-fourth General Assembly, accompanied by any necessary legislation designed to carry out its recommendations.

On motion of Senator Rigler, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President pro tempore Lange presiding.

UNFINISHED BUSINESS

Senate File 1282

On motion of Senator Mowry, Senate File 1282, a bill for an act to make an appropriation to pay fees and expenses for counsel for the parties in the election contests of Wilson L. Davis vs. Gilbert M. McCarty, was taken up for further consideration.

Senator Messerly offered the following committee amendment:

1. Page 1, by inserting after line 16 the following new section, and renumbering the subsequent sections:

"There is hereby appropriated from the general fund of the state to the following named persons the amounts set opposite their names in full payment of all claims they may have against the state on account of services

rendered and expenses incurred in the following election contest:

Vincent S. Burke vs. Charles K. Sullivan	
Attorney fees, expenses and mileage	
Harry H. Smith, Sioux City, fees	\$1,500.00
Harry H. Smith, Sioux City, expenses	170.53
Harry H. Smith, Sioux City, mileage	40.00
Ervin A. Hutchison, Sioux City, fees	1,500.00
Eryin A. Hutchison, Sioux City, expenses	154.10
Total	\$3,364.63"

2. Page 1, line 3, by inserting before the period the words "and Vincent S. Burke vs. Charles K. Sullivan".

Senator Griffin asked and received unanimous consent to withdraw the amendment to the amendment filed by him on April 2, 1970, and found on page 1191 of the Senate Journal.

Senator Mowry offered the following amendment to the amendment:

Amend the committee on appropriations amendment to Senate File 1282, filed March 19, 1970, as follows:

1. By striking lines 11, 12, and 13.
2. Line 16, by striking the figure "3,364.63" and inserting in lieu thereof the figure "1,654.10".

President Jepsen took the chair at 3:25 p.m.

Senator Mowry moved the adoption of his amendment to the amendment.

Roll call was requested.

On the question "Shall the Mowry amendment to the amendment be adopted?" (S.F. 1282) the vote was:

Rule 24 was invoked.

Ayes, 25:

Anderson	Curran	Keith	Ollenburg
Arbuckle	DeHart	Klink	Potter
Balloun	Erskine	Kyhl	Rigler
Bass	Gilley	Lucken	Shaff
Bortell	Griffin	Messerly	Smith
Briles	Hougen	Mowry	Stevens
Brownlee			

Nays, 28:

Coleman	Frommelt	Lavery	Rabedeaux
Conklin	Gaudineer	Leonard	Reichardt
DeKoster	Glenn	Nicholson	Schaban
Denman	Hill	O'Malley	Shirley
Dodds	Kosek	Orr	Van Gilst
Doderer	Lamborn	Palmer	Walsh
Frey	Lange	Potgeter	Weimer

Voting present, 3:

Davis (under Rule 24)
Sullivan (under Rule 24)
Thordsen (under Rule 24)

Absent or not voting, 5:

Clarke	Mogged	Neu	Parker
McGill			

The amendment to the amendment lost.

SENATE FILE DEFERRED

Senator Mowry asked and received unanimous consent that further action on **Senate File 1282** be deferred and that the bill retain its place on the calendar under unfinished business.

UNFINISHED BUSINESS

Senate File 1289

On motion of Senator Arbuckle, Senate File 1289, a bill for an act authorizing counties to cooperate with federal programs, was taken up for further consideration.

Senator Anderson offered the following amendment:

Amend Senate File 1289 by striking everything after the enacting clause and inserting in lieu thereof the following:

Section 1. Section three hundred thirty-two point three (332.3), Code 1966, as amended by chapter two hundred ninety-two (292), section one (1), and chapter two hundred ninety-three (293), section one (1), Acts of the Sixty-second General Assembly, is hereby further amended by adding the following subsection:

"To appropriate funds from the general fund to match any grant to the county under any state or federal program for the study, control and suppression of crime."

Senator Anderson moved the adoption of his amendment.

Roll call was requested.

On the question "Shall the Anderson amendment be adopted?" (S.F. 1289) the vote was:

Rule 24 was invoked.

Ayes, 30:

Anderson	DeHart	Kyhl	Nicholson
Balloun	DeKoster	Lamborn	Ollenburg
Bortell	Gilley	Lange	Parker
Briles	Glenn	Laverty	Potgeter
Brownlee	Hill	Lucken	Stephens
Coleman	Hougen	Messery	Sullivan
Conklin	Keith	Mowry	Van Gilst
Davis	Kosek		

Nays, 19:

Arbuckle	Frommelt	Potter	Shirley
Bass	Gaudineer	Rabedeaux	Thordsen
Curran	O'Malley	Reichardt	Walsh
Doderer	Orr	Rigler	Weimer
Frey	Palmer	Shaff	

Absent or not voting, 12:

Clarke	Erskine	Leonard	Neu
Denman	Griffin	McGill	Schaben
Dodds	Klink	Mogged	Smith

The amendment was adopted.

Senator Anderson offered the following amendment and moved its adoption:

Amend Senate File 1289, line 1, by inserting after the word "programs" the following: "and to appropriate funds".

The amendment was adopted.

SENATE FILE DEFERRED

Senator Rigler asked and received unanimous consent that further action on **Senate File 1289** be deferred and that the bill retain its place on the calendar under unfinished business.

MOTION TO RE-REFER

Senator Rigler moved that all bills on the regular calendar at the close of business April 7, 1970, be sent back to the committee from which they last came, with the following exceptions:

H.J.R. 10	H. F. 767	H. F. 1093
S. F. 505	S. F. 1302	H. F. 1275
S. F. 1274	S. F. 1304	S. F. 1317
H. F. 1133	S. F. 1130	S. F. 1318
H. F. 1190	S. F. 1311	S. F. 1319
H. F. 193	S.C.R. 106	H. F. 241
S. F. 1293	S. F. 1315	H. F. 1188
S.J.R. 1006	H. F. 184	S. F. 382

The motion prevailed.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Mogged, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House File 1.

CHARLES G. MOGGED
Chairman, Senate Committee

ELIZABETH SHAW
Chairman, House Committee

Report adopted.

BILL SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate, the following bill: House File 1.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1187, a bill for an act relating to the administration of chemical tests for determining intoxication.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1291, a bill for an act to establish a private school advisory committee.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE MESSAGES CONSIDERED

House File 1187, a bill for an act relating to the administration of chemical tests for determining intoxication.

Read first time and **passed on file.**

House File 1359, a bill for an act to provide flexibility in the selection of position titles for members of the professional staff of the superintendent of public instruction.

Read first time and **passed on file.**

BILLS ASSIGNED TO COMMITTEE

President Jepsen announced the assignment of the following bills to committee:

H. F. 719 Judiciary

H. F. 1203 Social services

H. F. 1220 Human and industrial relations

H. F. 1257 Judiciary

H. F. 1358 Appropriations

SENATE RESOLUTION 105

By Rigler, Frommelt, Mowry, O'Malley, Kyhl, Denman,
Gilley, Shirley, DeKoster, Gaudineer and Lange

Whereas, legalizing acts seem to increase in number each session of the General Assembly, and

Whereas, serious questions are raised as to the constitutionality of such acts in that all legislative acts are supposed to have uniform application across the state, and

Whereas, it is assumed by most legislators that when such a bill is introduced it is merely to correct a minor error or omission of a procedural nature, and

Whereas, the obvious reason for the introduction of at least two proposed legalizing acts this session—one for the Oelwein Community School District and one for the Mitchell County Hospital—was to make legal acts which were clearly not authorized by law at the time the disputed action was taken, and

Whereas, the bonding attorneys and financial consulting firm had knowledge of the fact the proposed actions were not authorized by law and still advised the public officials to proceed, and

Whereas, it has been the custom of the Senate to not approve proposed legalizing acts under the following circumstances:

1. When the officials involved knew at the time the act was committed that it was not authorized by law.

2. When there was litigation pending.

3. When the statute of limitations had not run.

4. When a citizen's right to appeal to the courts would be deprived.

5. When there was a controversy among the citizenry involved about the advisability of the legislature passing the act, and

Whereas, legalizing actions for public officials which were clearly beyond the law sets a poor example for other public officials and citizens who are expected to obey the law, and

Whereas, the introduction of such bills often puts members of the General Assembly in an extremely embarrassing position with their constituents when controversy arises over such bills, especially when the legislator had absolutely nothing to do with the action needing legalization, and

Now, Therefore, Be It Resolved by the Senate, that it reaffirms the wisdom of the above listed custom of the Senate and encourages future members of the General Assembly to do likewise, and

Be It Further Resolved, that a copy of this resolution be sent to the bonding attorneys and the fiscal agents in the Oelwein School and the Mitchell County Hospital situations, and to all other known bonding attorneys and fiscal agents, so they will be governed accordingly in the future.

SENATE CONCURRENT RESOLUTION 129

By Walsh

Whereas, rubella, commonly referred to as German measles, has been recognized as a disease which may greatly affect a mother or deform a child; and

Whereas, rubella causes such birth defects as congenital cataracts on eyes, heart disease, deaf mutism, and mental retardation; and

Whereas, the State Department of Health has indicated that approximately 645,195 children between the ages of one and twelve must be immunized before the anticipated rubella epidemic expected in 1970 and 1971; and

Whereas, the Executive Council made available \$100,000 in state moneys toward the estimated cost of \$728,100 and launched the state campaign to immunize the children against the disease by pooling the resources of government with that of the private sector; and

Whereas, the State Department of Health, the Iowa Society of Association

Executives, local school boards and school administrators, Jaycees, Kiwanis, Rotary, Lions, the State Medical Association, the county medical associations, physicians, labor unions, the United Cerebral Palsy Association, the Iowa Association for Retarded Children, local P.T.A. associations, and many other volunteers gave their time and energy to insure the success of the immunization program; and

Whereas, 306,106 children in thirty-five counties have been immunized as of this date and that by the last week in May the immunization program will be completed in ninety-seven counties; *Now, Therefore*,

Be It Resolved by the Senate, the House Concurring, That the members of the Sixty-third General Assembly hereby express their appreciation and extend heartiest congratulations to all persons and organizations for their work and cooperation to insure the success of the rubella immunization program.

REPORTS OF COMMITTEES

Senator Kosek submitted the following reports:

MR. PRESIDENT: Your committee on social services, to which was referred **Senate File 1052**, a bill for an act relating to, and providing criminal penalties for the illegal termination of pregnancy, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend Senate File 1052 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. For the purposes of this Act:

1. "Physician" means a physician and surgeon, osteopathic physician, or osteopathic physician and surgeon, licensed to practice in this state.

2. "Hospital" means a hospital accredited by the joint commission on accreditation of hospitals.

Sec. 2. Any person, other than a physician terminating a pregnancy in a hospital, who willfully administers any drug or other substance to any woman or uses any instrument or other means on any woman with an intent to terminate the woman's pregnancy shall be punished by imprisonment in the penitentiary for not more than fifteen years and a fine of not more than three thousand dollars.

Sec. 3. Nothing in this Act shall require any hospital or any person to participate in the termination of a pregnancy. Refusal by any hospital or any person shall not form the basis for any claim for damages or for disciplinary or other recriminatory action.

Sec. 4. Section one hundred forty-seven point fifty-six (147.56), subsection six (6), Code 1966, is hereby amended by striking from line two (2) the words "a criminal abortion" and inserting in lieu thereof the words "an illegal termination of pregnancy".

Sec. 5. Section seven hundred one point one (701.1), Code 1966, is hereby repealed.

Sec. 6. Section seven hundred twenty-five point five (725.5), Code 1966, is hereby amended by striking from line ten (10) the word "abortion" and inserting in lieu thereof the words "an illegal termination of pregnancy".

ERNEST KOSEK, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on social services, to which was referred House File 1283, a bill for an act establishing a state board of residential care standards, providing for selection of members thereof, and prescribing their powers and duties, begs leave to report it has had the same under consideration and recommends the same do pass.

ERNEST KOSEK, Chairman

Ordered passed on file.

Senator Shaff submitted the following reports:

MR. PRESIDENT: Your committee on ways and means, to which was referred Senate File 304, a bill for an act relating to the taxation of cattle, begs leave to report it has had the same under consideration and recommends the same be amended in accordance with the Kilak amendment filed April 6, 1970, and found on page 1249 of the Senate Journal; and when so amended the bill do pass.

ROGER J. SHAFF, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on ways and means, to which was referred House File 1195, a bill for an act to provide for sales and use tax exemptions on expenditures for air and water pollution control, begs leave to report it has had the same under consideration and recommends the same do pass.

ROGER J. SHAFF, Chairman

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend the DeKoster, et al., amendment to House amendment
- 2 to Senate File 640, line 56, by striking the period and
- 3 inserting in lieu thereof the words ", and inserting in
- 4 lieu thereof the following sentence:
- 5 "The provisions of chapter twenty-four (24) shall
- 6 apply to this section insofar as they are not in contradiction
- 7 thereof."

HERBERT L. OLLENBURG
LUCAS J. DeKOSTER

- 1 Amend the Clarke amendment, filed April 2, 1970, to the House
- 2 amendment to Senate File 665, line 5, by striking the following:
- 3 "in which I was registered or voted".

HUGH H. CLARKE

- 1 Amend the House amendment to Senate File 1184 by striking
- 2 lines 3 through 12, inclusive.

ROBERT R. RIGLER

On motion of Senator Rigler, the Senate adjourned until 9:00 a.m., Wednesday, April 8, 1970.

JOURNAL OF THE SENATE

EIGHTY-SEVENTH DAY

SENATE CHAMBER,
DES MOINES, IOWA, WEDNESDAY, APRIL 8, 1970.

The Senate met in regular session, President Jepsen presiding.

Prayer was offered by the Reverend Melvin Miller, pastor of the United Methodist Church, Anamosa, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Tuesday, April 7, 1970, was approved.

VISITORS

Fifty students from Durant High School, Durant, Iowa, accompanied by Betty Paul and Dennis Powles.

Twenty-eight students from Jefferson High School, Independence, Iowa, accompanied by their teacher, Mrs. Turgeson.

Forty-five students from St. Joseph Academy, Des Moines, Iowa.

Twelve students from Sacred Heart School, West Des Moines, Iowa, accompanied by Sister Rita Strohman.

Forty-five students from Dowling High School, Des Moines, Iowa, accompanied by Father Paldas.

Twelve students from Holy Trinity School, Des Moines, Iowa, accompanied by Sister Josette Marie.

Twelve students from St. Augustin's School, Des Moines, Iowa, accompanied by Sister Barbara Stanek.

Forty-three students from Bridgewater-Fontanelle School, accompanied by Mrs. Bower and Mrs. Thorp.

One hundred students from Williamsburg High School, Williamsburg, Iowa, accompanied by Ted Villinski.

Sixty-three students from Alden Community High School, Alden, Iowa, accompanied by Mr. Hoff.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up out of order House File 193.

House File 193

On motion of Senator Gaudineer, House File 193, a bill for an act relating to income tax, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Gaudineer moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 193) the vote was:

Ayes, 55:

Anderson	Erskine	Lange	Potter
Arbuckle	Frey	Laverty	Rabedeaux
Balloun	Frommelt	Leonard	Rigler
Bass	Gaudineer	Lucken	Schaben
Bortell	Gilley	Messerly	Shaff
Briles	Glenn	Mogged	Shirley
Brownlee	Griffin	Mowry	Smith
Clarke	Hill	Neu	Stephens
Coleman	Hougen	Ollenburg	Sullivan
Curran	Keith	O'Malley	Thordsen
Davis	Klink	Orr	Van Gilst
DeHart	Kosek	Palmer	Walsh
Dodds	Kyhl	Parker	Weimer
Doderer	Lamborn	Potgeter	

Nays, none.

Absent or not voting, 6:

Conklin	Denman	Nicholson	Reichardt
DeKoster	McGill		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order Senate File 1302.

Senate File 1302

On motion of Senator Messerly, Senate File 1302, a bill for an act relating to transferring the issuing of commissions to notaries public from the governor to the secretary of state, was taken up and considered.

Senator Clarke offered the following amendment and moved its adoption:

- 1 Amend Senate File 1302 as follows:
- 2 1. Page 1, line 12, by striking the letter "i" and
- 3 inserting in lieu thereof the letter "g".
- 4 2. Page 1, line 14, by striking the letter "j" and
- 5 inserting in lieu thereof the letter "h".
- 6 3. Page 1, line 14, by striking the letter "r" and
- 7 inserting in lieu thereof the letter "o".

8 4. Page 1, line 16, by striking the letter "s" and
9 inserting in lieu thereof the letter "p".

The amendment was adopted.

Senator Rigler moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1302) the vote was:

Ayes, 54:

Anderson	Erskine	Lange	Potgeter
Arbuckle	Frey	Laverty	Potter
Balloun	Frommelt	Leonard	Rabedeaux
Bass	Gaudineer	Lucken	Rigler
Bortell	Gilley	Messerly	Schaben
Briles	Glenn	Mogged	Shaff
Brownlee	Griffin	Mowry	Shirley
Clarke	Hill	Neu	Smith
Coleman	Hougen	Nicholson	Stephens
Curran	Keith	Ollenburg	Thordsen
Davis	Klink	O'Malley	Van Gilst
DeHart	Kosek	Orr	Walsh
Dodds	Kyhl	Palmer	Weimer
Doderer	Lamborn		

Nays, none.

Absent or not voting, 7:

Conklin	Denman	Parker	Sullivan
DeKoster	McGill	Reichardt	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up out of order Senate File 505.

Senate File 505

On motion of Senator Walsh, Senate File 505, a bill for an act relating to municipal utility retirement systems, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

SUBSTITUTION

Senator Walsh asked and received unanimous consent that **House File 581** be substituted for **Senate File 505**.

CONSIDERATION OF BILLS

House File 581

On motion of Senator Walsh, House File 581, a bill for an act relating to municipal utility retirement systems, was taken up and considered.

Senator Walsh moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 581) the vote was:

Ayes, 57:

Anderson	Doderer	Lamborn	Potgeter
Arbuckle	Erskine	Lange	Potter
Balloun	Frey	Laverty	Rabedaux
Bass	Frommelt	Leonard	Rigler
Bortell	Gaudineer	Lucken	Schaben
Briles	Gilley	Messerly	Shaff
Brownlee	Glenn	Mogged	Shirley
Clarke	Griffin	Mowry	Smith
Coleman	Hill	Neu	Stephens
Conklin	Hougen	Nicholson	Sullivan
Curran	Keith	Ollenburg	Thordsen
Davis	Klink	O'Malley	Van Gilst
DeHart	Kosek	Orr	Walsh
DeKoster	Kyhl	Palmer	Weimer
Dodds			

Nays, none.

Absent or not voting, 4:

Denman	McGill	Parker	Reichardt
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

SENATE FILE WITHDRAWN

Senator Walsh asked and received unanimous consent that **Senate File 505** be withdrawn from further consideration of the Senate.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up out of order Senate File 1311.

Senate File 1311

On motion of Senator Stephens, Senate File 1311, a bill for an act relating to organized athletics and courses in physical education, was taken up and considered.

Senator Stephens moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1311) the vote was:

Ayes, 56:

Anderson	Briles	Conklin	DeKoster
Arbuckle	Brownlee	Curran	Dodds
Balloun	Clarke	Davis	Doderer
Bortell	Coleman	DeHart	Erskine

Frey	Kosek	Neu	Schaben
Frommelt	Kyhl	Nicholson	Shaff
Gaudineer	Lamborn	Ollenburg	Shirley
Gilley	Lange	O'Malley	Smith
Glenn	Laverty	Orr	Stephens
Griffin	Leonard	Palmer	Sullivan
Hill	Lucken	Potgeter	Thordsen
Hougen	Messerly	Potter	Van Gilst
Keith	Mogged	Rabedeaux	Walsh
Klink	Mowry	Rigler	Weimer

Nays, 1:

Bass

Absent or not voting, 4:

Denman

McGill

Parker

Reichardt

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

HOUSE AMENDMENT CONSIDERED

Senate File 640

Senator DeKoster called up for consideration Senate File 640, a bill for an act relating to school budget hearings, and the House amendment found on pages 1174-1179, inclusive, of the 1970 Senate Journal.

President pro tempore Lange took the chair at 9:50 a.m.

Senator DeKoster offered the following amendment to the House amendment by Senators DeKoster, et al., and called for a division of the amendment into 14 divisions as follows:

1 Amend the House amendment to Senate File 640 as follows:

Division 1.

2 1. Line 11, by striking the words and figure "subsection
3 four (4)".

Division 2.

4 2. By striking lines 15 through 18, inclusive, and insert-
5 ing in lieu thereof the words "for the state".

Division 3.

6 3. By striking lines 23 through 28, inclusive, and placing
7 quotation marks after the word "year."

Division 4.

8 4. Line 30, by striking the words and figure "subsection
9 five (5)".

Division 5.

10 5. By striking lines 94 through 101, inclusive, and by
11 striking from line 102 the word "instruction." and inserting
12 in lieu thereof the following:
13 "eight (8), Acts of the Sixty-second General Assembly, is

14 hereby repealed and the following section enacted in lieu
15 thereof:

16 "The state comptroller shall compute the distribution of the
17 moneys in the basic school tax equalization fund in each basic
18 school tax unit as follows:

19 1. Equally to the respective districts in the basic school
20 tax unit on the basis of the per pupil in fall enrollment for
21 the current year as certified to the state comptroller by the
22 department of public instruction.

23 2. Deduct from the amounts determined in subsection one (1)
24 above forty percent of any limitations determined by the school
25 budget review committee for the previous year by any school
26 district within the basic school tax unit and prorate, on
27 the basis of the fall enrollment, the total of these limita-
28 tions within a basic school tax unit to the remaining school
29 districts in the basic school tax unit.

30 The amount determined by the state comptroller for each
31 district shall be distributed by the county treasurer on
32 the tenth day of the month following the month of collection."

Division 6.

33 6. Line 123, by striking the words and figures "inserting
34 in line five (5)" and by striking lines 124 and 125 and insert-
35 ing in lieu thereof the following:

36 "striking from lines two (2) and three (3) the words 'pupil
37 membership in all schools of the district' and inserting in
38 lieu thereof 'pupils who are members of all public schools in
39 the district and all resident pupils who are members of any
40 nonpublic school'".

Division 7.

41 7. Lines 130 and 131, by striking the words "state comptroller
42 on the basis of a financial support factor" and inserting in
43 lieu thereof the words "department of public instruction on
44 the basis of a financial support factor provided to the depart-
45 ment by the state comptroller".

Division 8.

46 8. Line 183, by inserting before the word "The" the
47 following: "Sec. 34".

Division 9.

48 9. Line 197, by striking the word "for" and inserting in
49 lieu thereof a period, and by striking lines 198 through 202,
50 inclusive, and inserting in lieu thereof the word "Also,".

Division 10.

51 10. Line 241, by striking the word "govern" and inserting
52 in lieu thereof the word "guide".

Division 11.

53 11. By striking lines 249 through 263, inclusive, and by
54 renumbering the subsequent sections.

Division 12.

55 12. By striking the sentence beginning in line 274 and
56 ending in line 275.

Division 13.

57 13. By striking lines 282 and 283 and inserting in lieu
58 thereof the words "the county school system."

Division 14.

59 14. By inserting after line 291 a new section and renumber-
60 ing the subsequent section:
61 Section two hundred seventy-nine point twenty-two (279.22),
62 Code 1966, is amended by striking from line eleven (11) the
63 the word "twenty-one" and inserting in lieu thereof the word
64 "nineteen".

Senator Ollenburg offered the following amendment to division 11 of the amendment to the House amendment and moved its adoption:

1 Amend the DeKoster, et al., amendment to House amendment
2 to Senate File 640, line 56, by striking the period and
3 inserting in lieu thereof the words ", and inserting in
4 lieu thereof the following sentence:
5 "The provisions of chapter twenty-four (24) shall
6 apply to this section insofar as they are not in contradiction
7 thereof."

Division was called for.

The amendment to division 11 of the amendment to the House amendment lost.

Senator Anderson offered the following amendment to division 5 of the amendment to the House amendment:

Amend the DeKoster-Ollenburg-Curran-Doderer amendment, filed April 6, 1970, to the House amendment to Senate File 640 by striking all of division 5 and inserting in lieu thereof the following:

"5. By inserting after line 67 the following:

'Any expenditures which have been disallowed by the school budget review committee, for purposes of payment of state aid, shall not be included in the net proposed general fund expenditures of a school district, for purposes of determining the basic school tax.', and

By inserting after line 223 the following:

'The dollar amount of proposed expenditures for a school district not allowed by the school budget review committee shall be levied in the succeeding year as an additional property tax over and above that for the then current budget in said district and shall be distributed among the school districts in the basic school tax unit. Such dollar amount shall be credited to each district in the proportion that each district's property valuation is to the total property valuation in the basic school tax unit.'

Senator Orr moved that further action on the House amendment to Senate File 640 be deferred and that the Senate go into a committee of the whole.

Division was called for.

The motion was lost.

Senator Lucken took the chair at 10:50 a.m.

Senator O'Malley took the chair at 11:00 a.m.

Senator Clarke took the chair at 11:05 a.m.

Senator Rigler took the chair at 11:10 a.m.

Senator Anderson moved the adoption of the amendment to division 5 of the amendment to the House amendment.

The Chair called for a division.

The amendment to division 5 of the amendment to the House amendment lost.

On motion of Senator DeKoster, division 1 of the amendment to the House amendment was adopted.

On motion of Senator DeKoster, division 2 of the amendment to the House amendment was adopted.

Senator Denman took the chair at 11:15 a.m.

Senator Parker took the chair at 11:20 a.m.

Senator Reichardt took the chair at 11:25 a.m.

Senator Hougen took the chair at 11:30 a.m.

President Jepsen took the chair at 11:35 a.m.

Senator Hougen took the chair at 11:40 a.m.

Senator DeKoster moved the adoption of division 3 of the amendment to the House amendment.

Division was called for.

Division 3 of the amendment to the House amendment was adopted.

On motion of Senator DeKoster, division 4 of the amendment to the House amendment was adopted.

Senator DeHart took the chair at 11:45 a.m.

Senator Dodds took the chair at 11:50 a.m.

Senator Frommelt took the chair at 11:55 a.m.

On motion of Senator DeKoster, division 5 of the amendment to the House amendment was adopted.

(Consideration of the House amendment to Senate File 640 pending at recess.)

On motion of Senator Rigler, the Senate adjourned until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, Senator Rigler presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended Senate amendment to, concurred in Senate amendment as amended and passed the following bill in which the concurrence of the Senate is asked:

House File 1198, a bill for an act relating to the sale and use of fertilizers and pesticides, creating a fertilizer and pesticide review board and making an appropriation therefor.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1279, a bill for an act to authorize student teaching and to establish the status and authority of student teachers.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 138, directing preparation of certificates of service for each page of the Sixty-third General Assembly, Second Session.

Also: That the House has adopted the following joint resolution in which the concurrence of the House was asked:

Senate Joint Resolution 1005, a joint resolution to express the sense of the General Assembly regarding the proposed new education building at the college of osteopathic medicine and surgery.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 58, a bill for an act relating to the compensation for members of examining boards.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 456, a bill for an act relating to the licensing and registration of nursing home administrators.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1117, a bill for an act relating to federal tax lien registration.

Also: That the House has insisted on its amendments to:

Senate File 1181, a bill for an act relating to driver license fees and their renewal, and requests a conference committee. Conferees on the part of the

House are: the Representative from Story, Mr. Van Drie, chairman; the Representative from Dubuque, Mr. Ellsworth; the Representative from Mahaska, Mr. Pierson; and the Representative from Scott, Mr. Newton.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1185, a bill for an act relating to electric transmission lines and the power of eminent domain exercised by electric utilities.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1232, a bill for an act relating to the establishment of sanitary disposal projects.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1276, a bill for an act relating to encouraging persons to seek treatment for drug addiction or dependency.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1307, a bill for an act to authorize exercise of a purchase-option by the armory board and to appropriate funds therefor; and to authorize the sale upon certain conditions of the property so acquired.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 456

Amend Senate File 456, as amended and passed by the Senate and reprinted as follows:

1. Page 1, by striking line 25, and page 2, by striking lines 1 through 28, inclusive, and inserting in lieu thereof the following:

Sec. 3. Composition of the board. There is hereby created a state board of examiners for nursing home administrators which shall consist of nine members. Eight members of the board shall be initially appointed by the governor from a list of twenty-four persons whose names shall be submitted to the governor by the managing boards of directors of the recognized associations of public and private nursing homes in this state. The number of names submitted by each association shall be as nearly as possible in proportion to their respective memberships. Three members shall be appointed for terms of three years, three members shall be appointed for terms of two years, and two members shall be appointed for a term of one year; thereafter, the terms of all appointive members shall be three years. The ninth member shall be the commissioner of social services, or his designee, who shall be a nonvoting ex officio member of such board.

Subsequent appointees shall be selected by the governor from lists of three nominees submitted to the governor by the boards of directors of recognized nursing home associations. The association whose membership is greatest shall submit the first list and associations with proportionately fewer members shall submit lists in their respective turns. Any vacancy occurring in the position of an appointive mem-

ber shall be filled by the governor for the unexpired term from a list of three names submitted to the governor by the board of directors of the recognized nursing home association whose turn is due. Appointive members may be removed by the governor for cause after due notice and hearing. Initial appointments of members representing nursing home administrators shall be limited to persons who are approved by the commissioner of public health as "administrators" and who are serving in such capacity on the effective date of this Act and who have been administrators for at least five years, as such term is defined by this Act. After initial appointments have been made, no administrator shall be eligible for appointment as a member unless licensed as a nursing home administrator.

2. Page 3, line 22, strike the word "immediately".

3. Page 3, line 22, insert after the word "administrator" the words "or equivalent experience in other health care facilities".

4. Page 3, line 22, strike the word "two" and insert in lieu thereof the word "three".

5. Page 3, line 24, strike the word "temporary".

6. Page 3, line 25, strike the comma after the word "fee" and insert in lieu thereof a period.

7. Page 3, strike the remainder of line 25 after the word "fee" and all of lines 26, through 29.

8. Page 5, add to Section 10, subsection 3, the following:

"The board may also accept the voluntary surrender of such license without necessity of a hearing. In the event of the inability of the regular administrator of a nursing home to perform his duties or through death or other cause the nursing home is without a licensed administrator, a provisional administrator may be appointed on a temporary basis by the nursing home owner or owners, to perform such duties for a period not to exceed six months or the nursing home board or owner show just cause why extension in excess of this is necessary."

9. Page 6, by striking all after the word "board" in line 14, all of lines 15, 16, and 17 and through the word "board" in line 18, and inserting in lieu thereof a period.

HOUSE AMENDMENT TO SENATE FILE 1117

Amend Senate File 1117, page 3, by striking all of lines 16 through 24 inclusive, and inserting in lieu thereof the following:

"Sec. 4. The fee for filing and indexing each notice of lien or certificate or notice affecting the tax lien shall be as provided in section three hundred thirty-five point fourteen (335.14) of the Code."

HOUSE AMENDMENT TO SENATE FILE 1185

Amend Senate File 1185, as amended and passed by the Senate and reprinted, as follows:

1. Page 1, by inserting after line 2 the following new paragraph:

WHEREAS, the general assembly finds that from time to time prior to plans for transmission line projects becoming common knowledge, title to and interests in land have been acquired for considerations less than its fair value, sometimes to the disadvantage of widows, orphans, aged and infirm persons, and others to whom the state is bound to assure the equal protection of its laws, not merely in terms but in fact and substance; NOW THEREFORE,

2. Page 1, by striking lines 14 through 25, inclusive, and inserting in lieu thereof the words "through twenty-four (24), inclusive."

3. Page 2, by striking lines 1 through 35, inclusive.

4. Page 3, by striking lines 1 and 2.

5. Page 3, by striking from line 30 the words "and future land use and".

6. Page 3, line 32, by inserting after the word "project" the words "insofar as they are known or reasonably foreseen by the applicant".

7. Page 4, by striking lines 1 through 5, inclusive.

8. Page 4, by striking lines 29 through 35, inclusive, and inserting in lieu thereof the following:

"hereby amended as follows:

1. By striking from line four (4) the words 'board or'.

2. By striking from line eight (8) the words 'board or'.

3. By striking from line thirteen (13) the words 'board or'.

4. By striking from line eighteen (18) the words 'board or'.

5. By striking from line twenty-one (21) the words 'board or'."

9. Page 5, by striking lines 1 and 2.

10. Page 5, by striking lines 20 through 35, inclusive, and inserting in lieu thereof the following:

Sec. 11. Section four hundred eighty-nine point fifteen (489.15), Code 1966, is hereby amended as follows:

1. By striking from line four (4) the word "thereupon" and inserting in lieu thereof the words "upon filing an application and complying with the requirements of this section".

2. By striking from line five (5) the words "board or".

3. By inserting after line thirty-five (35) the following:

"As a condition precedent to the vesting of the power of eminent domain for the construction of a transmission line, an application shall be filed with the commission therefor. Not less than thirty days prior to the filing of such application the person, company, or corporation making the application shall hold at least one informational meeting in each county in which real property or rights therein will be affected. A member of the commission or a hearing examiner designated by the commission shall serve as the presiding officer at each meeting and present an agenda for such meeting which shall include a summary of the rights and remedies of landowners, as provided by statute and the rules and regulations of the commission, in cases in which the power of eminent domain is invoked to acquire real

property or an interest therein. No formal record of the meeting shall be required. Every application shall be under oath, by the applicant or if the applicant is a corporation, by its principal officer or his designee, and such application shall contain (1) a statement that the meetings herein provided were in fact held, and (2) a statement that no title to land or interest therein has been acquired by the applicant or any person, company, or corporation in behalf of the applicant, primarily for the construction of the transmission lines or, in the alternative, a statement listing all such purchases, the title or interest acquired, from whom, and the amount paid.

The meeting shall be held at a location reasonably accessible to all persons, companies, or corporations which may be affected by the granting of the power of eminent domain.

The person, company, or corporation seeking the power of eminent domain shall give notice of the informational meeting to each landowner affected by the proposed project including those from whom title to and interests in land have been acquired and any person, company, or corporation shown of record to be in possession of or residing on the property.

For the purposes of this section, 'landowner' means a person, company, or corporation listed on the tax assessment rolls as responsible for the payment of real estate taxes imposed on property, and 'transmission line' means any line carrying thirty-four point five kilovolts or more and extending a distance of not less than one mile across privately-owned real estate.

The notice shall set forth the name of applicant; the applicant's principal place of business; the general description and purpose of the proposed project; the general nature of the right-of-way desired; a map showing the route of the proposed project; that the landowner has a right to be present at such meeting and to file objections with the commerce commission; and a designation of the time and place of the meeting; and shall be served by certified mail with return requested not less than twenty days previous to the time set for the meeting; and shall be published once in a newspaper of general circulation in the county at least one week and not more than three weeks before the date set for the informational meeting. Such publication shall be considered notice to a landowner and any party in possession whose whereabouts is not known."

4. By striking from lines forty-three (43) through forty-five (45), inclusive, the words "or with the county board of supervisors in the county the land is situated".

5. By striking from lines fifty (50) and fifty-one (51) the words "or board of supervisors".

6. By striking from line fifty-seven (57) the words "or board of supervisors".

7. By striking from line sixty (60) the words "or board of supervisors".

8. By striking from lines sixty-five (65) and sixty-six (66) the words "or the board of supervisors".

9. By striking from line seventy-three (73) the words "or board of supervisors,".

11. Page 6, by striking lines 1 through 3, inclusive.

12. Page 6, line 16, by inserting after the word "franchise" the words "or the power of eminent domain".

13. Page 6, line 17, by inserting after the word "to" the words "and limited to".

14. Page 6, by inserting after line 20 the following new section:

Chapter four hundred eighty-nine (489), Code 1966, is hereby amended by adding thereto the following new section:

"If any person shall sell, lease, or otherwise grant any title to or interest in land in any county which in any manner is used in connection with such proposed transmission lines project in that county, the consideration for which is less than that paid for similar titles or interests after holding the informational meeting required by this Act, he may file a complaint with the commission, provided the transaction took place not more than three years before such meeting. The commission shall hold or cause to be held a hearing upon such complaint, with not less than twenty days notice to the applicant. The commission may in its discretion hold a single hearing on all complaints from a county or portion thereof. Whenever the commission shall find, upon good cause shown, that the consideration paid for a title to or interest in land, prior to the holding of the informational meetings required herein, is substantially less in amount or value than the general level of considerations paid after the holding of such meetings, the commission shall by order require the applicant to pay the aggrieved landowner the difference between the general level of such considerations and the consideration paid by the applicant for the title or interest in question. This section shall be deemed to be a part of every contract for the transfer of any title to or interest in land for transmission line use, anything in the contract to the contrary notwithstanding, but shall have no retroactive application to contracts entered prior to the effective date of this Act."

HOUSE AMENDMENT TO SENATE FILE 1232

Amend Senate File 1232, as amended and passed by the Senate and reprinted as follows:

1. Page 2, by striking lines 9 through 11, inclusive, and by inserting in lieu thereof the following:

"Nothing herein shall be construed as prohibiting the use of dirt, stone, brick, or similar inorganic material for fill, landscaping, excavation or grading at places other than a sanitary disposal."

2. Page 3, line 28, by inserting after the word "commission"

the words " , or their successor agency,".

3. Page 3, line 33, by inserting after the word "commission" the words " , or their successor agency".

4. Page 5, line 26, by inserting after the period the following sentence: "The levy authorized by this section shall be the only mill levy that the board of supervisors may authorize for the purposes of this section, notwithstanding the provisions of section three hundred forty-six point eleven (346.11) of the Code or any other provision of law."

5. Page 6, line 19, by inserting after the second word "commission" the words " , or their successor agency".

HOUSE AMENDMENT TO SENATE FILE 1276

Amend Senate File 1276 as amended and passed by the Senate and reprinted as follows:

1. Page 2, line 4, by inserting after the word "practitioner" the following: "or any employee or person acting under his direction or supervision,".

2. Page 2, line 4, by inserting after the word "or" the word "any".

3. Page 3, line 21, by inserting after the word "quarter." a new sentence as follows:

"The form of the report prescribed shall be furnished by the commissioner of health and be so designed that a carbon copy will be available which shall be sent quarterly to the narcotics law-enforcement division of the state, such report not to include doctors signature."

4. Page 4, line 2, by striking the words "medical practitioner".

HOUSE AMENDMENT TO SENATE AMENDMENT TO HOUSE FILE 1198

Amend the Senate amendment to House File 1198 (corrected) as follows:

1. By striking all of lines 29 and 30 and the word "pests." in line 31 and inserting in lieu thereof the following:

"It shall adopt rules relating to the sale, use and disuse of agricultural chemicals."

2. By inserting in line 51 after the word "commission" the words " , or its successor agency".

3. By inserting in line 52 after the word "commission" the words " , or its successor agency".

4. By adding to Section 7 the following new subsection:

6. By striking from section two hundred six point three (206.3), Code 1966, all of lines forty (40) through fifty (50) and inserting in lieu thereof the following:

"(5) The date of manufacture."

HOUSE CONCURRENT RESOLUTION 138

Whereas, the House of Representatives and the Senate were authorized to employ pages during the legislative session; and

Whereas, the pages of the House of Representatives and the Senate have

performed their duties and responsibilities in a competent and enthusiastic manner during the Sixty-third General Assembly, Second Session; and

Whereas, the members of the House of Representatives and the Senate appreciate the excellent service provided by the pages; *Now, Therefore*,

Be It Resolved by the House, the Senate Concurring, That the Chief Clerk of the House of Representatives and the Secretary of the Senate on behalf of the members of the Sixty-third General Assembly, Second Session, are directed to prepare a Certificate of Service for each page commending them for the excellent performance of the tasks assigned; and

Be It Further Resolved, That such Certificate of Service and a copy of this concurrent resolution be presented to each page of the House of Representatives and the Senate by the Speaker of the House and the President of the Senate.

HOUSE MESSAGE CONSIDERED

House File 1279, a bill for an act to authorize student teaching and to establish the status and authority of student teachers.

Read first time and passed on file.

APPOINTMENT OF CONFERENCE COMMITTEE

President Jepsen announced the appointment of the following conference committee on Senate File 1181, on the part of the Senate: Senators Kyhl, chairman; Lucken, Frey and Reichardt.

HOUSE AMENDMENTS CONSIDERED

Senate File 640

The Senate resumed consideration of the House amendment to Senate File 640 and the DeKoster, et al., amendment to the House amendment.

President pro tempore Lange took the chair at 2:00 p.m.

Senator Leonard took the chair at 2:10 p.m.

On motion of Senator DeKoster, division 6 of the amendment to the House amendment was adopted.

President pro tempore Lange took the chair at 2:20 p.m.

On motion of Senator DeKoster, division 7 of the amendment to the House amendment was adopted.

On motion of Senator DeKoster, division 8 of the amendment to the House amendment was adopted.

Senator DeKoster moved the adoption of division 9 of the amendment to the House amendment.

Division was called for.

Division 9 of the amendment to the House amendment was adopted.

On motion of Senator DeKoster, division 10 of the amendment to the House amendment was adopted.

Senator Walsh took the chair at 2:35 p.m.

Senator Balloun offered the following amendment to division 11 of the amendment to the House amendment by Senators Balloun, Messerly and Nicholson:

Amend the DeKoster-Ollenburg-Curran-Doderer amendment, filed April 6, 1970, to the House amendment to Senate File 640, by striking lines 53 and 54 and inserting in lieu thereof the following:

"11. By striking line 255 and inserting in lieu thereof the words 'than fifty dollars.'"

President pro tempore Lange took the chair at 3:00 p.m.

President Jepsen took the chair at 3:46 p.m.

Senator Balloun moved the adoption of the amendment to division 11 of the amendment to the House amendment.

Roll call was requested.

On the question "Shall the Balloun, et al., amendment to division 11 of the amendment to the House amendment be adopted?" (S.F. 640) the vote was:

Ayes, 19:

Anderson	Gilley	Lamborn	Nicholson
Balloun	Hougen	Lange	Smith
Bortell	Klink	Lucken	Stephens
Briles	Kosek	Messerly	Sullivan
Coleman	Kyhl	Mowry	

Nays, 40:

Arbuckle	Dodds	Laverty	Potter
Bass	Doderer	Leonard	Rabedeaux
Brownlee	Erskine	Mogged	Reichardt
Clarke	Frey	Neu	Rigler
Conklin	Frommelt	Ollenburg	Schaben
Curran	Gaudineer	O'Malley	Shaff
Davis	Glenn	Orr	Shirley
DeHart	Griffin	Palmer	Van Gilst
DeKoster	Hill	Parker	Walsh
Denman	Keith	Potgeter	Weimer

Absent or not voting, 2:

McGill	Thordsen
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The amendment to division 11 of the amendment to the House amendment lost.

Senator DeKoster moved the adoption of division 11 of the amendment to the House amendment.

Division was called for.

Division 11 of the amendment to the House amendment was adopted.

On motion of Senator DeKoster, division 12 of the amendment to the House amendment lost.

On motion of Senator DeKoster, division 13 of the amendment to the House amendment was adopted.

On motion of Senator DeKoster, division 14 of the amendment to the House amendment was adopted.

Senator Anderson offered the following amendment to the House amendment:

- 1 Amend the House amendment to Senate File 640 by striking lines
- 2 83, 84, and 85 and inserting in lieu thereof the following:
- 3 amended as follows:
- 4 1. By striking from line two (2) the words "state tax
- 5 commission" and inserting in lieu thereof the words "department
- 6 of revenue".
- 7 2. By striking lines nine (9) and ten (10) and inserting
- 8 in lieu thereof the following:
- 9 "instruction forty percent of the total. The department of
- 10 public instruction shall certify to the state comptroller the per
- 11 pupil fall enrollment for the current year for each school district
- 12 in each basic school tax unit in the state. The state comptroller
- 13 shall compute the amount due per pupil by dividing the total amount
- 14 of income tax certified by the total per pupil fall enrollment in
- 15 the state for the current year, and shall distribute the amount to
- 16 each basic school tax unit on the basis of its total per pupil fall
- 17 enrollment for the current year."

Senator Anderson moved the adoption of the amendment to the House amendment and requested a roll call.

On the question "Shall the Anderson amendment to the House amendment be adopted?" (S.F. 640) the vote was:

Ayes, 25:

Anderson	Glenn	Lange	Schaben
Balloun	Griffin	Laverty	Shaff
Bass	Keith	Lucken	Shirley
Bortell	Klink	Orr	Smith
Briles	Kyhl	Potgeter	Stephens
Brownlee	Lamborn	Rigler	Van Gilst
Gilley			

Nays, 34:

Arbuckle	Clarke	Coleman	Conklin
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Curran	Frey	Mogged	Potter
Davis	Frommelt	Mowry	Rabedeaux
DeHart	Gaudineer	Neu	Reichardt
DeKoster	Hill	Nicholson	Sullivan
Denman	Hougen	Ollenburg	Thorsen
Dodds	Kosek	O'Malley	Walsh
Doderer	Leonard	Palmer	Weimer
Erskine	Messerly		

Absent or not voting, 2:

McGill Parker

The amendment to the House amendment lost.

Senator Doderer offered the following amendment to the House amendment and moved its adoption:

Amend the House amendment to Senate File 640 by inserting after the period in line 46 the following new sentence:

"After a period of three years from any disallowance of any reimbursable expenditure by any school district, that amount shall again be added to the allowable per pupil expenditure in the computation of reimbursable expenditures."

Division was called for.

The amendment to the House amendment was adopted.

Senator Anderson asked and received unanimous consent to withdraw the amendment filed by him on April 3, 1970, and found on page 1226 of the Senate Journal.

Senator Frey moved to reconsider the vote by which the Anderson amendment filed April 6, 1970, failed to be adopted.

Division was called for.

The motion to reconsider lost.

Senator DeKoster moved that the Senate concur in the House amendment as amended.

The Senate concurred in the House amendment as amended.

Senator DeKoster moved that the bill as amended by the House and further amended and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 640) the vote was:

Ayes, 50:

Arbuckle	Brownlee	Conklin	DeHart
Balloun	Clarke	Curran	DeKoster
Bortell	Coleman	Davis	Dodds

Doderer	Keith	Neu	Schaben
Erskine	Kosek	Ollenburg	Shaff
Frey	Kyhl	O'Malley	Shirley
Frommelt	Lamborn	Palmer	Smith
Gaudineer	Laverty	Parker	Sullivan
Gilley	Leonard	Potgeter	Thorsen
Glenn	Lucken	Potter	Van Gilst
Griffin	Messerly	Reichardt	Walsh
Hill	Mogged	Rigler	Weimer
Hougen	Mowry		

Nays, 8:

Anderson	Briles	Lange	Rabedeaux
Bass	Klink	Nicholson	Stephens

Absent or not voting, 3:

Denman	McGill	Orr
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The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator DeKoster moved that the vote by which **Senate File 640** passed the Senate be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate File 238

Senator Clarke called up for consideration Senate File 238, a bill for an act relating to the enforcement of laws and regulations regarding narcotic drugs, counterfeit drugs and depressants, and stimulant drugs, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 238 as follows:

1. Page two (2), lines four (4) through seven (7), strike all beginning with the word "Salary" and insert the following:

"Salary and expenses for such transferred agents included in the budget of the board of pharmacy examiners shall be transferred to the department of public safety by the state comptroller upon the effective date of the transfer."

2. Page two (2), line twelve (12), strike the word "not".

3. Page two (2), line fourteen (14), strike the word "not".

4. Page two (2), line fifteen (15), strike the word "not".

5. Page two (2), insert after line sixteen (16) the following new paragraph:

"There is hereby appropriated from the general fund of the state eleven thousand dollars, or as much as may be necessary, to the department of public safety for the state's prior years contributions to the peace officers retirement system for the transferred agents. Prior years contributions shall include those years for which the transferred agents were employed by the board of pharmacy

examiners. State funds contributed and employees contributions to the Iowa public employees retirement system during the period of employment of the transferred agents by the board of pharmacy examiners shall be transferred to the peace officers retirement system by the employment security commission on the effective date of this Act. Contributions to be made by the transferred agents for prior years to the peace officers retirement system for the period of employment with the board of pharmacy examiners shall be computed by the peace officers retirement board as of the date of transfer. The board, in making the computation for contributions, shall take into effect the transfers of the employees' contribution from the Iowa public employees retirement system. The transferred agents shall make payable to the peace officers retirement system the amount so computed by July 1, 1971."

6. Page two (2), line seventeen (17), strike the word "From" and insert in lieu thereof the words "Except as provided in this section, from".

7. Page two (2), line twenty-nine (29), insert after the period the following:

"However, if there is an individual who is not able to meet the qualifications established by section eighty point fifteen (80.15) or chapter ninety-seven A (97A) of the Code, and he otherwise possesses experience and training which qualifies him as a person capable of enforcing laws relating to narcotic drugs, counterfeit drugs and depressant or stimulant drugs, he may be hired by the commissioner of public safety notwithstanding."

8. Page three (3), strike all of lines five (5) through nine (9) and insert in lieu thereof the following:

"6. The commissioner of public safety shall establish a division of drug law enforcement and assign all enforcement functions and personnel therefor to the division of drug law enforcement. The commissioner shall assign other members of the department of public safety to the division of drug law enforcement on a temporary basis or for the purpose of special assignment. The division of drug law enforcement and any other division of the department of public safety may co-operate and co-ordinate their efforts in enforcing laws relating to drugs and other laws which the department is charged with enforcing."

9. Page three (3), line twenty-three (23), insert after the period the following:

"For the purpose of enforcing laws relating to narcotic drugs, counterfeit drugs and depressant or stimulant drugs, and upon good cause shown, personnel of the division of drug law enforcement in the department of public safety shall be allowed to inspect audits and records in the possession of the state board of pharmacy examiners."

10. Page 4, by striking lines 16 through 21 and inserting in lieu thereof the following:

(1) Section 12, line one (1), by inserting after the word "board" the words "or the commissioner of the department of public safety".

(2) Section 13, line three (3), by inserting after the word "board" the words "or the commissioner of the department of public safety".

11. Page four (4), add to section five (5) the following paragraph:

Section one hundred eighty-nine point two (189.2), subsection one (1), Code 1966, is hereby further amended by inserting in line two (2) after the figures "203," the words and figures "two hundred three A (203A),".

12. Page four (4), add the following new sections:

Sec. 6. Section ninety-seven A point one (97A.1), Code 1966, is amended as follows:

1. Add to subsection two (2), line ten (10), after the figures "80.15" the words "and the division of drug law enforcement in the department of public safety except clerical workers".

2. Add to subsection six (6), lines four (4) and five (5), after the word "identification" the words "or division of drug law enforcement".

Sec. 7. Section ninety-seven A point three (97A.3), Code 1966, subsection one (1), line nine (9), is amended by adding after the word "safety" the words "or division of drug law enforcement in said department".

Sec. 8. This Act being deemed of immediate importance shall be in full force and effect from and after its final approval and publication in The Sheffield Press, a newspaper published at Sheffield, Iowa, and The DeWitt Observer, a newspaper published at DeWitt, Iowa.

Senator Clarke asked and received unanimous consent to withdraw the amendment filed by him on April 3, 1970, and found on page 1226 of the Senate Journal.

The Senate concurred in the House amendment.

Senator Clarke moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 238) the vote was:

Ayes, 53:

Anderson	Doderer	Lange	Potter
Arbuckle	Erskine	Laverty	Rabedeaux
Balloun	Frommelt	Lucken	Reichardt
Bass	Gaudineer	Messerly	Rigler
Bortell	Gilley	Mogged	Schaben
Briles	Glenn	Mowry	Shirley
Brownlee	Hill	Neu	Smith
Clarke	Hougen	Nicholson	Stephens
Coleman	Keith	Ollenburg	Sullivan
Conklin	Klink	O'Malley	Thordsen
Curran	Kosek	Palmer	Van Gilst
Davis	Kyhl	Parker	Walsh
DeHart	Lamborn	Potgeter	Weimer
DeKoster			

Nays, none.

Absent or not voting, 8:

Denman	Frey	Leonard	Orr
Dodds	Griffin	McGill	Shaff

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 594

Senator Kyhl called up for consideration, Senate File 594, a bill for an act relating to fees charged for licenses of motor vehicle manufacturers, distributors, wholesalers, factory representatives, and distributor branch representatives, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 594 by adding thereto the following sections:

Sec. 2. Section three hundred twenty-two point five (322.5), Code 1966, is hereby amended by striking from line three (3) the word "twenty-six" and inserting in lieu thereof the word "thirty-five".

Sec. 3. Section three hundred twenty-two point twelve (322.12), Code 1966, is hereby amended by striking from line thirteen (13) the word "fiscal" and inserting in lieu thereof the words "calendar year on account of fees applicable to that calendar".

The Senate concurred in the House amendment.

Senator Kyhl moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 594) the vote was:

Ayes, 55:

Anderson	Erskine	Lange	Rabedeaux
Arbuckle	Frey	Lavery	Reichardt
Balloun	Frommelt	Lucken	Rigler
Bass	Gaudineer	Messerly	Schaben
Bortell	Gilley	Mogged	Shaff
Briles	Glenn	Mowry	Shirley
Brownlee	Griffin	Neu	Smith
Clarke	Hill	Nicholson	Stephens
Coleman	Hougen	Ollenburg	Sullivan
Conklin	Keith	O'Malley	Thordsen
Curran	Klink	Palmer	Van Gilst
DeHart	Kosek	Parker	Walsh
DeKoster	Kyhl	Potgeter	Weimer
Doderer	Lamborn	Potter	

Nays, none.

Absent or not voting, 6:

Davis	Dodds	McGill	Orr
Denman	Leonard		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 1168

Senator Neu called up for consideration Senate File 1168, a bill for an act relating to the state educational radio and television facility board, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 1168 by striking all of section one (1) after the word "land" in line nine (9), and inserting in lieu thereof the following: "acquired by the board from the Area XI Community College at Ankeny, Iowa."

The Senate concurred in the House amendment.

Senator Neu moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1168) the vote was:

Ayes, 50:

Anderson	Frey	Lucken	Rabedeaux
Arbuckle	Frommelt	Messerly	Rigler
Bass	Gaudineer	Mogged	Schaben
Bortell	Gilley	Mowry	Shaff
Briles	Glenn	Neu	Shirley
Clarke	Griffin	Nicholson	Smith
Coleman	Keith	Ollenburg	Stephens
Conklin	Klink	O'Malley	Sullivan
Curran	Kosek	Palmer	Thordsen
Davis	Kyhl	Parker	Van Gilst
DeHart	Lamborn	Potgeter	Walsh
Doderer	Lange	Potter	Weimer
Erskine	Laverty		

Nays, 3:

Balloun	Hougen	Reichardt
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Absent or not voting, 8:

Brownlee	Denman	Hill	McGill
DeKoster	Dodds	Leonard	Orr

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 1202

Senator Balloun called up for consideration Senate File 1202, a bill for an act relating to the biennial appropriation of the higher education facilities commission, amended by the House, and moved that the Senate refuse to concur in the following amendment:

Amend Senate File 1202 as follows:

1. Page 1, by striking lines 4 through 12 inclusive, and

inserting in lieu thereof the following:

"Section 1. There is hereby appropriated from the general fund of the state the sum of twenty thousand (20,000) dollars for the fiscal year ending June 30, 1970 and the sum of twenty thousand (20,000) dollars for the fiscal year commencing July 1, 1970 and ending June 30, 1971, or so much thereof as may be necessary, to the higher education facilities commission for the purposes of paying expenses and the costs of administration of the tuition grant program."

2. Page 1, by striking from line 1 the words "relating to the biennial appropriation of" and inserting in lieu thereof the words "making an appropriation to".

Senator Van Gilst moved that the Senate concur in the House amendment.

President pro tempore Lange took the chair at 5:28 p.m.

Senator Van Gilst renewed his motion to concur.

Roll call was requested.

On the question "Shall the Senate concur in the House amendments?" (S.F. 1202) the vote was:

Ayes, 18:

Anderson	Frommelt	Orr	Van Gilst
Briles	Gaudineer	Palmer	Walsh
Coleman	Glenn	Reichardt	Weimer
DeKoster	Laverty	Schaben	
Doderer	Ollenburg	Shirley	

Nays, 35:

Arbuckle	Erskine	Lange	Potter
Balloun	Frey	Lucken	Rabedeaux
Bass	Gilley	Messerly	Rigler
Bortell	Hill	Mogged	Shaff
Clarke	Hougen	Mowry	Smith
Conklin	Keith	Neu	Stephens
Curran	Kosek	Nicholson	Sullivan
Davis	Kyhl	Parker	Thordsen
DeHart	Lamborn	Potgeter	

Absent or not voting, 8:

Brownlee	Dodds	Klink	McGill
Denman	Griffin	Leonard	O'Malley

The motion lost, and the Senate refused to concur in the House amendment.

CONSIDERATION OF BILLS

House File 1334

On motion of Senator Høngen, House File 1334, a bill for an act relating to computation of interest and penalties on income tax, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Hougen moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1334) the vote was:

Ayes, 49:

Anderson	Gaudineer	Lucken	Reichardt
Arbuckle	Gilley	Messerly	Rigler
Balloun	Glenn	Mogged	Schaben
Bass	Griffin	Mowry	Shaff
Bortell	Hill	Neu	Shirley
Briles	Hougen	Nicholson	Smith
Clarke	Keith	Ollenburg	Stephens
Coleman	Kosek	Orr	Sullivan
Conklin	Kyhl	Palmer	Thordsen
Curran	Lamborn	Parker	Van Gilst
DeKoster	Lange	Potgeter	Walsh
Erskine	Laverty	Potter	Weimer
Frommelt			

Nays, none.

Absent or not voting, 12:

Brownlee	Denman	Frey	McGill
Davis	Dodds	Klink	O'Malley
DeHart	Doderer	Leonard	Rabedeaux

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended Senate amendment to, concurred in Senate amendment as amended and passed the following bill in which the concurrence of the House was asked:

House File 1232, a bill for an act discontinuing the refund of tax on motor fuel used in watercraft.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1364, a bill for an act to make appropriations to appointive members of the capitol planning commission.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1365, a bill for an act making an appropriation for use in employing personnel and other expenses for inspection of moisture-measuring devices.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE AMENDMENT TO SENATE AMENDMENT TO HOUSE FILE 1232

Amend the Senate amendment to House File 1232 as follows:

1. By inserting in line 24 after the word "A" the words

"bona fide".

2. By striking lines 25 and 26, and the words "inclusive, and" from line 27 and inserting in lieu thereof the following: "an owner's certificate for commercial fishing gear issued pursuant to".

HOUSE MESSAGES CONSIDERED

House File 1364, a bill for an act to make appropriations to the appointive members of the capitol planning commission for per diem compensation for services rendered.

Read first time and referred to **committee on appropriations**.

House File 1365, a bill for an act making an appropriation for use in employing personnel and other expenses for inspection of moisture-measuring devices.

Read first time and referred to **committee on appropriations**.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Mogged, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files 139, 251, 333, 404, 443, 1004, 1040, 1057, 1146, 1161, 1171, 1197, 1229, 1268, 1310, 1330, 1332, 1338 and 1356.

CHARLES G. MOGGED
Chairman, Senate Committee
ELIZABETH SHAW
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: House Files 139, 251, 333, 404, 443, 1004, 1040, 1057, 1146, 1161, 1171, 1197, 1229, 1268, 1310, 1330, 1332, 1338 and 1356.

RE-REFERRAL OF BILLS ON CALENDAR

In compliance with the Rigler motion adopted by the Senate regarding the regular calendar for April 7, 1970, the following bills were re-referred to committees:

AGRICULTURE

S. F. 1257

H. F. 803

CITIES AND TOWNS

S. F. 438	S. F. 1295	H. F. 1324
S. F. 448	S. F. 1296	

COMMERCE

S. F. 1243	S. F. 1245	H. F. 205
S. F. 1244		

COUNTY GOVERNMENT

S. F. 1316	H. F. 1063	H. F. 1155
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HIGHER EDUCATION

S. F. 1238

HUMAN AND INDUSTRIAL RELATIONS

S. F. 1106

JUDICIARY

S. F. 431	S. F. 1208	S. F. 1306
S. F. 1107	S. F. 1237	H. F. 101

LAW ENFORCEMENT

S. F. 1314

SCHOOLS

S. F. 1292	S. F. 1309	S. F. 1310
S. F. 1294		

SOCIAL SERVICES

S. F. 1052	H. F. 1283	H.C.R. 118
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STATE GOVERNMENT

S. F. 535

TRANSPORTATION

H. F. 1163

WAYS AND WAYS

S. F. 304	H. F. 1195	H. F. 1233
S. F. 388		

BILLS ASSIGNED TO COMMITTEE

President Jepsen announced the assignment of the following bills to committee:

H. F. 1279	Schools
H. F. 1359	Schools
H. F. 1187	Law enforcement

REPORTS OF COMMITTEES

Senator Messerly submitted the following report:

MR. PRESIDENT: Your committee on appropriations, to which was referred **House File 1358**, a bill for an act making an appropriation to the state highway commission from the primary road fund for the purpose of making payments for expenses incurred in administering the merit system, begs leave to report it has had the same under consideration and recommends the same **do pass**.

FRANCIS L. MESSERLY, Chairman

Ordered passed on file.

Senator Lucken submitted the following report:

MR. PRESIDENT: Your committee on human and industrial relations, to which was referred **House File 1220**, a bill for an act relating to the regulation of surface mining, and making surface mines as well as underground mines subject to safety regulation by the department of mines and minerals, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

J. HENRY LUCKEN, Chairman

Ordered passed on file.

Senator DeKoster submitted the following reports:

MR. PRESIDENT: Your committee on judiciary, to which was referred **House File 719**, a bill for an act amending Iowa's consumer fraud law to prohibit referral selling, to grant immunity to certain defendants, and to eliminate certain notice provisions, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary, to which was referred **House File 1257**, a bill for an act relating to claims against the state, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

*Denotes a unanimous committee vote.

AMENDMENTS FILED

- 1 Amend Senate Concurrent Resolution 129 by in-
 - 2 serting in the fifth paragraph after the word "Lions"
 - 3 the words "National Infantile Paralysis Foundation".
- JOHN M. WALSH
- 1 Amend Senate Resolution 105 by striking the fourth para-
 - 2 graph and inserting in lieu thereof the following paragraph:
 - 3 "WHEREAS, the obvious reason for the introduction of at
 - 4 least three proposed legalizing acts this session—one for
 - 5 the Oelwein Community School District, one for the Mitchell
 - 6 County Hospital, and one for the merged area X district in

7 counties of Benton, Cedar, Iowa, Johnson, Jones, Linn and
 8 Washington—was to make legal acts which were clearly not
 9 authorized by law at the time the disputed action was taken,
 10 and”

JOHN L. MOWRY
 ROBERT R. RIGLER

1 Amend the House amendment to Senate File 456 as
 2 follows:

3 1. By striking lines 3 through 65 of the House
 4 amendment to Senate File 456 and substituting in lieu
 5 thereof the following:

6 “1. Page 1, by striking line 25 and page 2, by
 7 striking lines 1 through 13 inclusive and inserting in
 8 lieu thereof the following:

9 Sec. 3. Composition of the board. There is hereby
 10 created a state board of examiners for nursing home ad-
 11 ministrators which shall consist of eleven members ap-
 12 pointed as follows:

13 1. Seven members shall be nursing home administra-
 14 tors, at least one of whom shall be an administrator of
 15 a nonproprietary nursing home, chosen by the governor
 16 from lists of three or more persons nominated for each
 17 such appointment by the professional nursing home asso-
 18 ciations in the state.

19 2. One hospital administrator.

20 3. One physician and surgeon, or osteopathic
 21 physician and surgeon.

22 4. One pharmacist.

23 5. One person active in or who has had experience
 24 in an educational program in nursing home administration
 25 or in a related health care field, at a university or
 26 college.

27 2. Page 2 by striking the word “three” in both
 28 places where it appears in line 15 and inserting in
 29 lieu thereof the word “four”.

GEORGE E. O'MALLEY
 CHESTER O. HOUGEN
 JAMES E. BRILES
 JOHN L. MOWRY
 FLOYD GILLEY

1 Amend the social services committee amendment to Senate
 2 File 571, line 13, by adding after the period the following
 3 sentence:

4 “Employees of the county boards of social welfare shall
 5 be subject to the provisions of chapter ninety-five (95),
 6 Acts of the Sixty-second General Assembly.”

JAMES A. POTGETER

1 Amend Senate File 1293, line 8, by striking the word
 2 “shall” and inserting in lieu thereof the words “may
 3 when available”.

JOHN M. WALSH
 WILSON L. DAVIS

1 Amend Senate File 1317, page 1, by adding after
2 line 6 the following new sections:

3 a. Section four hundred eleven point one (411.1),
4 subsection sixteen (16), Code 1966, is hereby amended by
5 striking from line three (3) the words "his last five
6 years of service" and inserting in lieu thereof the words
7 "the five years of service he earned his highest salary".

8 b. Section four hundred eleven point six (411.6),
9 subsection one (1), Code 1966, is hereby amended by add-
10 ing the following new paragraph:

11 "Any member in service who has been a member of the
12 retirement system ten or more years and whose employment
13 is terminated prior to his retirement, other than by death,
14 disability, or misconduct of the member, shall upon attain-
15 ing retirement age, receive a service retirement allowance of
16 ten twenty-seconds of the retirement allowance he would re-
17 ceive at retirement if his employment was not terminated,
18 and an additional one twenty-second of such retirement
19 allowance for each additional year of service not exceed-
20 ing twenty-two years of service. The amount of the re-
21 tirement allowance shall be based on the average final
22 compensation at the time of termination of employment.
23 This allowance shall not be available to a member who has
24 chosen to withdraw his accumulated contributions as pro-
25 vided in section four hundred eleven point six (411.6),
26 subsection ten (10), of the Code."

JOHN M. WALSH
HAROLD A. THORDSEN
LEE H. GAUDINEER, JR.

1 Amend House File 1279, page 1, as follows:

2 1. Line 12, by striking the word "conterminous" and
3 inserting in lieu thereof the word "contiguous".

4 2. Line 14, by striking the word "conterminous" and
5 inserting in lieu thereof the word "contiguous".

W. CHARLENE CONKLIN

On motion of Senator Rigler, the Senate adjourned until 9:00
a.m., Thursday, April 9, 1970.

JOURNAL OF THE SENATE

EIGHTY-EIGHTH DAY

SENATE CHAMBER,
DES MOINES, IOWA, THURSDAY, APRIL 9, 1970.

The Senate met in regular session, President pro tempore Lange presiding.

Prayer was offered by the Reverend Howard Eldrenkamp, pastor of the United Methodist Church, Britt, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Wednesday, April 8, 1970, was approved.

PETITION

The following petition was presented and placed on file.

By Senator Thordsen, from one hundred sixty-four residents of Scott County favoring support of the House version of the voter reform bill and against the proposed Senate amendment on student residency requirements.

VISITORS

Twenty-two students from Alden Community School, Alden, Iowa, accompanied by Mrs. Eastman.

Eighty-six seniors from Belle Plaine High School, Belle Plaine, Iowa, accompanied by Roland Hansen, principal; David Johnson, Rotary president, and Russell Hecht, mayor.

Seventy seniors from Grinnell High School, Grinnell, Iowa, accompanied by their teacher, Charles M. Bunn.

Twenty-four members of 4-H Club from Wayne County, accompanied by Phyllis Abel, 4-H Club aide.

Forty-seven seniors from Harmony High School, Farmington, Iowa, accompanied by Don Walton, Dave Alderton and Terry Forr.

Eighth grade class of Trinity-St. Paul Lutheran School, Boone, Iowa, accompanied by Ivan Hirsch.

Two students from Bellevue-Marquette High School, Carlos Rodrigues of Campinas, Brazil, and his student sponsor.

CONSIDERATION OF BILLS

House File 1322

On motion of Senator Potgeter, House File 1322, a bill for an act relating to the issuance of public warrants to cover deficiencies in a public fund, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Glenn offered the following amendment filed by Senators Glenn and Rigler and moved its adoption:

Amend House File 1322, as passed by the House, as follows:

Page 1, line 22, by inserting a period (.) after the word "interest" and by striking all of lines 23, 24 and 25.

President Jepsen took the chair at 9:45 a.m.

The amendment was adopted.

Senator Potgeter moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1322) the vote was:

Ayes, 53:

Anderson	Erskine	Lavery	Potgeter
Arbuckle	Frey	Leonard	Potter
Balloun	Frommelt	Lucken	Reichardt
Bass	Gilley	Messerly	Rigler
Bortell	Glenn	Mogged	Shaff
Briles	Griffin	Mowry	Shirley
Brownlee	Hill	Neu	Smith
Clarke	Keith	Nicholson	Stephens
Coleman	Klink	Ollenburg	Sullivan
Conklin	Kosek	O'Malley	Thordsen
Davis	Kyhl	Orr	Van Gilst
DeHart	Lamborn	Palmer	Walsh
Denman	Lange	Parker	Weimer
Doderer			

Nays, 1:

Gaudineer

Absent or not voting, 7:

Curran	Dodds	McGill	Schaben
DeKoster	Hougen	Rabedeaux	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

CONSIDERATION OF JOINT RESOLUTION

House Joint Resolution 10

On motion of Senator Walsh, House Joint Resolution 10, a joint

resolution proposing an amendment to the Constitution of the State of Iowa repealing the prohibition against lotteries in order that they may be regulated by the General Assembly, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

MOTION FOR SPECIAL ORDER LOST

Senator Hill moved that further action on House Joint Resolution 10 be deferred and that the resolution be made a special order of business for Tuesday, April 14, 1970, at 10:00 a.m.

Roll call was requested.

On the question "Shall the Hill motion to defer action on the resolution and make it a special order of business be adopted?" (H.J.R. 10) the vote was:

Ayes, 9:

DeKoster	Messerly	Smith	Van Gilst
Erskine	Parker	Stephens	Weimer
Hill			

Nays, 47:

Anderson	DeHart	Kyhl	Orr
Arbuckle	Denman	Lamborn	Palmer
Balloun	Doderer	Lange	Potgeter
Bass	Frey	Laverty	Potter
Bortell	Frommelt	Leonard	Rigler
Briles	Gaudineer	Lucken	Schaben
Brownlee	Gilley	Mogged	Shaff
Clarke	Glenn	Mowry	Shirley
Coleman	Griffin	Neu	Sullivan
Conklin	Keith	Nicholson	Thordsen
Curran	Klink	Ollenburg	Walsh
Davis	Kosek	O'Malley	

Absent or not voting, 5:

Dodds	McGill	Rabedeaux	Reichardt
Hougen			

The motion was lost.

Consideration of House Joint Resolution 10 was temporarily deferred for the preparation of an amendment.

CONSIDERATION OF BILLS

Senate File 1274

On motion of Senator DeKoster, Senate File 1274, a bill for an act relating to publication requirements of notice of election on school bonds, was taken up and considered.

Senator DeKoster moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1274) the vote was:

Ayes, 52:

Anderson	Denman	Lamborn	Palmer
Arbuckle	Doderer	Lange	Parker
Balloun	Erskine	Laverty	Potgeter
Bass	Frommelt	Leonard	Potter
Bortell	Gaudineer	Lucken	Rigler
Briles	Gilley	Messerly	Schaben
Brownlee	Glenn	Mogged	Shaff
Clarke	Griffin	Mowry	Smith
Coleman	Hill	Neu	Stephens
Conklin	Keith	Nicholson	Sullivan
Curran	Klink	Ollenburg	Thordsen
Davis	Kosek	O'Malley	Van Gilst
DeKoster	Kyhl	Orr	Walsh

Nays, 1:

Frey

Absent or not voting, 8:

DeHart	Hougen	Rabedaux	Shirley
Dodds	McGill	Reichardt	Weimer

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

PRESENTATION OF PELLA TULIP QUEEN

President Jepsen announced the arrival of the Queen of the Thirty-fifth Annual Tulip Time Festival, Sandra Ver Meer, and the members of her court, Kim Evers, Judy Vande Krol, Sherri Vander Wilt and Kristi Vos, and asked Senator Laverty to escort the guests to the rostrum.

The Queen extended to the Senate a cordial invitation to attend "Tulip Time" to be held in Pella on May 7, 8 and 9, 1970.

The girls, dressed in provincial Dutch costumes, sang a Dutch song and then distributed the famous Pella cookies to those present.

CONSIDERATION OF JOINT RESOLUTION

Senate Joint Resolution 1006

On motion of Senator Conklin, Senate Joint Resolution 1006, a joint resolution authorizing and directing the state executive council to proceed with negotiations to acquire the Hubbell Mansion known as Terrace Hill, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Clarke offered the following amendment by Senators Clarke and Mogged:

Amend Senate Joint Resolution 1006 as follows:

1. By striking lines 5 through 9 and inserting in lieu thereof the following:

Section 1. The executive council is hereby empowered and directed to proceed at once with the conduct of a study to determine the feasibility and desirability of acquiring for the state of Iowa ownership of Lot 1, Polk and Hubbell Park in and forming part of the City of Des Moines, Iowa, and the improvements thereon. In conducting such study the executive council shall obtain the following information:

1. The possibility of acquiring said property by gift or condemnation as opposed to negotiated purchase.

2. The cost of acquiring said property by condemnation proceedings as well as by negotiated purchase.

3. The comparative costs of renovating said property for suitable use as either a place of residence for the Governor of Iowa, or as an extension facility of the state historical society.

The executive council shall, upon completion of such study, submit a report of its findings and recommendations to the budget and financial control committee and to the capitol planning commission for their respective approvals. If the recommendations are approved by both such bodies the executive council shall thereafter proceed at once to carry out same; however, no state funds shall be expended in carrying out such recommendations without the approval of the general assembly.

2. By striking from the title, line 2, the words "proceed with negotiations to acquire" and inserting in lieu thereof the words "conduct a study, and after approval to proceed with execution of the recommendations of same, concerning the desirability of acquiring".

Senator Clarke moved the adoption of the amendment and called for a division.

The amendment lost.

Senator Gaudineer offered the following amendment and moved its adoption:

Amend Senate Joint Resolution 1006 by striking in line 6 the words "and directed".

The amendment was adopted.

Senator Glenn offered the following amendment and called for a division of the amendment, section 1 to be considered as division 1, and section 2 as division 2:

Amend Senate Joint Resolution 1006 as follows:

Division 1.

1. Line 6, by striking the words "and directed".

Division 2.

2. Line 7, by striking the words "purchase, condemnation or otherwise".

Senator Glenn asked and received unanimous consent to withdraw division 1 of the amendment.

Senator Glenn moved the adoption of division 2 of the amendment.

Division 2 of the amendment lost.

Senator Conklin moved that the resolution be read the last time now, which motion prevailed, and the resolution was read the last time.

On the question "Shall the resolution be adopted?" (S.J.R. 1006) the vote was:

Ayes, 40:

Anderson	Frey	Lucken	Reichardt
Arbuckle	Gaudineer	Messerly	Rigler
Bass	Gilley	Neu	Schaben
Bortell	Hill	Nicholson	Shaff
Conklin	Kosek	Ollenburg	Shirley
Curran	Kyhl	O'Malley	Smith
Davis	Lamborn	Palmer	Sullivan
DeHart	Lange	Parker	Thordsen
DeKoster	Laverty	Potgeter	Walsh
Erskine	Leonard	Potter	Weimer

Nays, 11:

Briles	Frommelt	Mogged	Stephens
Clarke	Glenn	Mowry	Van Gilst
Coleman	Klink	Orr	

Voting present, 1:

Balloun

Absent or not voting, 9:

Brownlee	Doderer	Hougen	McGill
Denman	Griffin	Keith	Rabedeaux
Dodds			

The resolution having received a constitutional majority was declared to have been adopted and agreed to by the Senate and the title was agreed to.

Senator Conklin asked and received unanimous consent that **Senate Joint Resolution 1006** be immediately messaged to the House, which request was complied with.

On motion of Senator Rigler, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Jepsen presiding.

CONSIDERATION OF JOINT RESOLUTION

House Joint Resolution 10

The Senate resumed consideration of House Joint Resolution 10.

Senator Messerly offered the following amendment by Senators Messerly and Hill:

Amend House Joint Resolution 10, as amended by the House committee on constitutional amendments and reapportionment appearing in House Journal 413 (2a) and adopted on February 9, 1970, by striking all of lines five (5) through eighteen (18), inclusive, of said amendment and inserting in lieu thereof the following:

Section twenty-eight (28) of Article three (III) of the Constitution of the State of Iowa is hereby repealed and the following adopted in lieu thereof:

"Section 28. No lottery shall be authorized by this State; nor shall the sale of lottery tickets be allowed; but nothing in this section shall be construed to prohibit the enactment of laws by the General Assembly providing for the licensing and regulation of bingo games conducted by charitable organizations, religious organizations, or veterans organizations chartered by the Congress of the United States."

Senator Frommelt offered the following amendment to the amendment by Senators Frommelt, et al., and moved its adoption:

Amend the Messerly amendment, filed April 9, 1970, to House Joint Resolution 10 by striking the period in line 16 and inserting in lieu thereof the words "or providing for the licensing and regulation of parimutuel wagering on horse or dog races".

Roll call was requested.

On the question "Shall the Frommelt, et al., amendment to the amendment be adopted?" (H.J.R. 10) the vote was:

Rule 24 was invoked.

Ayes, 21:

Briles	Frommelt	Nicholson	Reichardt
Brownlee	Gaudineer	Orr	Schaben
Coleman	Griffin	Palmer	Shirley
Conklin	Klink	Potgeter	Sullivan
Davis	Neu	Potter	Thordsen
Frey			

Nays, 37:

Anderson	Arbuckle	Balloun	Bass
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Bortell	Glenn	Leonard	Rabedeaux
Clarke	Hill	Lucken	Rigler
Curran	Keith	Messerly	Shaff
DeHart	Kosek	Mogged	Smith
DeKoster	Kyhl	Mowry	Stephens
Denman	Lamborn	Ollenburg	Van Gilst
Doderer	Lange	O'Malley	Walsh
Erskine	Laverty	Parker	Weimer
Gilley			

Absent or not voting, 3:

Dodds	Hougen	McGill
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The amendment to the amendment lost.

Senator Messerly moved the adoption of the amendment.

Roll call was requested.

On the question "Shall the Messerly-Hill amendment be adopted?" (H.J.R. 10) the vote was:

Ayes, 25:

Anderson	DeKoster	Kosek	Mowry
Balloun	Erskine	Kyhl	Ollenburg
Bortell	Gilley	Lamborn	Parker
Briles	Hill	Leonard	Rigler
Clarke	Keith	Lucken	Smith
Curran	Klink	Messerly	Stephens
DeHart			

Nays, 31:

Bass	Frommelt	Nicholson	Shaff
Brownlee	Gaudineer	O'Malley	Shirley
Coleman	Glenn	Orr	Sullivan
Conklin	Griffin	Palmer	Thordsen
Davis	Lange	Potgeter	Van Gilst
Denman	Laverty	Potter	Walsh
Doderer	Mogged	Reichardt	Weimer
Frey	Neu	Schaben	

Absent or not voting, 5:

Arbuckle	Hougen	McGill	Rabedeaux
Dodds			

The amendment lost.

Senator Hill moved that **House Joint Resolution 10** be referred to the committee on judiciary.

Division was called for.

The motion to refer was lost.

Senator Walsh moved that the resolution be read the last time now, which motion prevailed, and the resolution was read the last time.

House Joint Resolution 10, a joint resolution proposing an amend-

ment to the Constitution of the State of Iowa repealing the prohibition against lotteries in order that they may be regulated by the General Assembly.

Be It Resolved by the General Assembly of the State of Iowa:

Section 1. The following amendment to the Constitution of the State of Iowa is hereby proposed:

"Section twenty-eight (28) of Article three (III) of the Constitution of the State of Iowa is hereby repealed."

Sec. 2. The foregoing proposed amendment to the Constitution of the State of Iowa is hereby referred to the general assembly to be chosen at the next general election for members of the general assembly and the secretary of state is directed to cause the same to be published for three consecutive months previous to the date of said election as provided by law.

On the question "Shall the resolution be adopted?" (H.J.R. 10) the vote was:

Yeas, 36:

Balloun	Frey	Lucken	Rabedeaux
Briles	Frommelt	Mogged	Reichardt
Brownlee	Gaudineer	Neu	Rigler
Clarke	Glenn	Nicholson	Schaben
Coleman	Griffin	O'Malley	Shaff
Conklin	Klink	Orr	Shirley
Davis	Kosek	Palmer	Sullivan
Denman	Lange	Potgeter	Thordsen
Doderer	Leonard	Potter	Walsh

Nays, 22:

Anderson	DeKoster	Lamborn	Parker
Arbuckle	Erskine	Laverty	Smith
Bass	Gilley	Messerly	Stephens
Bortell	Hill	Mowry	Van Gilst
Curran	Keith	Ollenburg	Weimer
DeHart	Kyhl		

Absent or not voting, 3:

Dodds	Hougen	McGill
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The resolution having received a constitutional majority was declared to have been adopted and agreed to by the Senate and the title was agreed to.

Senator Walsh moved that the vote by which **House Joint Resolution 10** was adopted and agreed to by the Senate be reconsidered and the motion to reconsider be laid on the table.

Roll call was requested.

On the question "Shall the motion to reconsider be laid on the table?" (H.J.R. 10) the vote was:

Ayes, 35:

Balloun	Frey	Mogged	Reichardt
Briles	Frommelt	Neu	Rigler
Brownlee	Gaudineer	Nicholson	Schaben
Clarke	Glenn	O'Malley	Shaff
Coleman	Griffin	Orr	Shirley
Conklin	Keith	Palmer	Sullivan
Davis	Klink	Potgeter	Thordsen
Denman	Kosek	Potter	Walsh
Doderer	Lange	Rabedeaux	

Nays, 19:

Anderson	DeKoster	Lamborn	Smith
Bass	Erskine	Laverty	Stephens
Bortell	Gilley	Lucken	Van Gilst
Curran	Hill	Mowry	Weimer
DeHart	Kyhl	Parker	

Absent or not voting, 7:

Arbuckle	Hougen	McGill	Ollenburg
Dodds	Leonard	Messerly	

The motion prevailed.

CONSIDERATION OF BILLS

House File 767

On motion of Senator Lamborn, House File 767, a bill for an act relating to temporary restrictions on the weight and load of motor vehicles and to provide penalties for violation of such temporary restrictions, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Keith offered the following amendment filed by Senators Keith, DeKoster and Klink and moved its adoption:

Amend House File 767, as passed by the House, as follows:

1. Line 20, by inserting after the word "Chapter" the following words:

"and such authorities shall issue such permits upon a showing that there is a need to move to market farm produce of the type subject to rapid spoilage and loss of value".

2. Line 35, by inserting after the period the words "The highway commission shall issue special permits in accordance with the foregoing to trucks moving farm produce, which decays and loses its value if not speedily put to its intended use, to market upon a showing to the highway commission that there is a requirement for trucking such produce."

The amendment was adopted.

Senator Lamborn moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 767) the vote was:

Ayes, 55:

Anderson	Doderer	Laverty	Rabedeaux
Arbuckle	Erskine	Lucken	Reichardt
Balloun	Frey	Messerly	Rigler
Bortell	Frommelt	Mogged	Schaben
Briles	Gilley	Mowry	Shaff
Brownlee	Glenn	Neu	Shirley
Clarke	Griffin	Nicholson	Smith
Coleman	Hill	Ollenburg	Stephens
Conklin	Keith	O'Malley	Sullivan
Curran	Klink	Orr	Thordsen
Davis	Kosek	Palmer	Van Gilst
DeHart	Kyhl	Parker	Walsh
DeKoster	Lamborn	Potgeter	Weimer
Denman	Lange	Potter	

Nays, 1:

Bass

Absent or not voting, 5:

Dodds	Hougen	Leonard	McGill
Gaudineer			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 1130

On motion of Senator Van Gilst, Senate File 1130, a bill for an act relating to average daily membership for public high school districts, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Van Gilst offered the following committee amendment and moved its adoption:

Amend Senate File 1130, page 1, line 13, by inserting after the word "education" the following:

"or another school district. However, when the special education is provided in a school district other than that of the pupil's residence, such pupils shall be counted only in the district of their residence".

The amendment was adopted.

Senator Van Gilst moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1130) the vote was:

Ayes, 55:

Anderson	Arbuckle	Balloun	Bass
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Bortell	Frommelt	Lucken	Reichardt
Briles	Gaudineer	Messerly	Rigler
Brownlee	Gilley	Mogged	Schaben
Clarke	Glenn	Mowry	Shaff
Coleman	Griffin	Neu	Shirley
Conklin	Keith	Ollenburg	Smith
Curran	Klink	O'Malley	Stephens
Davis	Kosek	Orr	Sullivan
DeHart	Kyhl	Palmer	Thordsen
DeKoster	Lamborn	Parker	Van Gilst
Denman	Lange	Potgeter	Walsh
Erskine	Laverty	Potter	Weimer
Frey	Leonard	Rabedeaux	

Nays, none.

Voting present, 2:

Hill Nicholson

Absent or not voting, 4:

Dodds Doderer Hougen McGill

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Van Gilst asked and received unanimous consent that **Senate File 1130** be immediately messaged to the House, which request was complied with.

Senate File 1293

On motion of Senator Walsh, Senate File 1293, a bill for an act to provide auxiliary educational services to students attending non-public schools, was taken up and considered.

Senator Walsh offered the following amendment filed by Senators Walsh and Davis and moved its adoption:

Amend Senate File 1293, line 8, by striking the word "shall" and inserting in lieu thereof the words "may when available".

The amendment was adopted.

Senator Walsh moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1293) the vote was:

Ayes, 45:

Balloun	DeKoster	Griffin	Mogged
Bortell	Denman	Keith	Mowry
Briles	Doderer	Klink	Neu
Clarke	Erskine	Lamborn	Nicholson
Coleman	Frey	Lange	Ollenburg
Conklin	Frommelt	Laverty	O'Malley
Curran	Gaudineer	Leonard	Orr
Davis	Glenn	Messerly	Palmer

Parker
Potgeter
Reichardt
Rigler

Schaben
Shaff
Shirley

Smith
Sullivan
Thordsen

Van Gilst
Walsh
Weimer

Nays, 11:

Anderson
Bass
Brownlee

DeHart
Gilley
Hill

Kosek
Kyh
Lucken

Potter
Stephens

Absent or not voting, 5:

Arbuckle
Dodds

Hougen

McGill

Rabedeaux

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Walsh asked and received unanimous consent that **Senate File 1293** be immediately messaged to the House, which request was complied with.

Senate File 1315

On motion of Senator Neu, Senate File 1315, a bill for an act relating to public records concerning dissolution of marriage, separate maintenance, and annulment, was taken up and considered.

Senator Mowry offered the following amendment filed by Senators Mowry and Neu and moved its adoption:

Amend Senate File 1315 as follows:

1. By inserting after line 19 a new subsection as follows: Section thirty-two (32) is amended by striking the period at the end thereof and inserting in lieu thereof the following: "as to both parties, unless the court shall decree otherwise according to the proof."

2. Line 1, by striking the words "public records concerning".

The amendment was adopted.

Senator Neu moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1315) the vote was:

Ayes, 54:

Anderson
Arbuckle
Balloun
Bass
Bortell
Briles
Brownlee
Clarke
Coleman
Conklin
Curran

DeHart
DeKoster
Denman
Doderer
Erskine
Frommelt
Gaudineer
Gilley
Glenn
Griffin
Hill

Klink
Kosek
Kyh
Lamborn
Lange
Laverty
Leonard
Lucken
Messerly
Mogged
Mowry

Neu
Nicholson
Ollenburg
O'Malley
Orr
Palmer
Parker
Potgeter
Potter
Rabedeaux
Reichardt

Rigler
Schaben
Shirley

Smith
Stephens
Sullivan

Thordsen
Van Gilst

Walsh
Weimer

Nays, none.

Absent or not voting, 7:

Davis
Dodds

Frey
Hougen

Keith
McGill

Shaff

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Neu asked and received unanimous consent that **Senate File 1315** be immediately messaged to the House, which request was complied with.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has refused to concur in Senate amendment to House amendment to the following bill in which the concurrence of the House was asked:

Senate File 640, a bill for an act relating to school budget hearings.

WILLIAM R. KENDRICK, Chief Clerk

SENATE INSISTS

Senator DeKoster called up Senate File 640, a bill for an act relating to school budget hearings; the basic school tax formula and allocation of state equalization aid to public schools; establishment of certain limitations for school district expenses; provision for and program budgeting development within the individual school districts, amended by the House and further amended by the Senate, and moved that the Senate insist on its amendment to the House amendment.

The motion prevailed and the Senate insisted on its amendment to the House amendment.

APPOINTMENT OF CONFERENCE COMMITTEE

President Jepsen announced the appointment of the following conference committee on **Senate File 640**, on the part of the Senate: Senators DeKoster, chairman; Hill, Ollenburg and Anderson.

CONSIDERATION OF BILLS

Senate File 1317

On motion of Senator Gaudineer, Senate File 1317, a bill for an act relating to disabled and retired firemen and policemen, was taken up and considered.

Senator Gaudineer offered the following amendment filed by Senators Walsh, Thordsen and Gaudineer:

Amend Senate File 1317, page 1, by adding after line 6 the following new sections:

a. Section four hundred eleven point one (411.1), subsection sixteen (16), Code 1966, is hereby amended by striking from line three (3) the words "his last five years of service" and inserting in lieu thereof the words "the five years of service he earned his highest salary".

b. Section four hundred eleven point six (411.6), subsection one (1), Code 1966, is hereby amended by adding the following new paragraph:

"Any member in service who has been a member of the retirement system ten or more years and whose employment is terminated prior to his retirement, other than by death, disability, or misconduct of the member, shall upon attaining retirement age, receive a service retirement allowance of ten twenty-seconds of the retirement allowance he would receive at retirement if his employment was not terminated, and an additional one twenty-second of such retirement allowance for each additional year of service not exceeding twenty-two years of service. The amount of the retirement allowance shall be based on the average final compensation at the time of termination of employment. This allowance shall not be available to a member who has chosen to withdraw his accumulated contributions as provided in section four hundred eleven point six (411.6), subsection ten (10), of the Code."

Senator Rigler raised a point of order on the amendment for the reason that it was not germane to the bill.

The Chair ruled the point well taken and the amendment out of order.

Senator Gaudineer moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1317) the vote was:

Ayes, 49:

Anderson	DeKoster	Leonard	Potter
Arbuckle	Doderer	Lucken	Reichardt
Balloun	Erskine	Mogged	Rigler
Bass	Gaudineer	Mowry	Schaben
Bortell	Gilley	Neu	Shirley
Briles	Griffin	Nicholson	Smith
Brownlee	Hill	Ollenburg	Stephens
Clarke	Klink	O'Malley	Sullivan
Coleman	Kosek	Orr	Thordsen
Conklin	Kyhl	Palmer	Van Gilst
Curran	Lange	Parker	Walsh
Davis	Laverty	Potgeter	Weimer
DeHart			

Nays, none.

Absent or not voting, 12:

Denman	Frommelt	Keith	Messerly
Dodds	Glenn	Lamborn	Rabedeaux
Frey	Hougen	McGill	Shaff

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Gaudineer asked and received unanimous consent that **Senate File 1317** be immediately messaged to the House, which request was complied with.

Senate File 1318

On motion of Senator O'Malley, Senate File 1318, a bill for an act relating to payments to nursing homes and custodial homes, was taken up and considered.

Senator Palmer offered the following amendment filed by Senators Palmer and Doderer and moved its adoption:

Amend Senate File 1318 as follows:

1. By adding thereto the following new section:

Sec. 2. Chapter one hundred sixty-five (165), section four (4), Acts of the Sixty-third General Assembly, First Session, is hereby amended by striking lines six (6) through fourteen (14), inclusive, and inserting in lieu thereof the following:

“The department of social services shall at least annually review information relevant to the cost of obtaining the necessary food, clothing, shelter, and other goods and services deemed essential to the maintenance of a minimum decent standard of living, available from state and federal agencies and other sources, and shall on the basis of such information determine the amount necessary to permit the maintenance of a minimum decent standard of living under current conditions in this state. The amount so determined may vary among persons in differing circumstances, and among various areas of the state, if such variations are made on a rational and consistent basis. The amount of assistance which any person shall receive under this chapter shall be determined with due regard to the resources and needs of such person and shall be sufficient, when added to all other income and support received by such person, to permit the person to maintain a minimum decent standard of living as determined under this section. No reduction shall be made in the amount of assistance being paid to any person under this chapter on account of any other income or support received from any source whatever by that person, so long as the assistance received under this chapter and the other income or support received do not exceed the amount necessary to permit the person to maintain a minimum decent standard of living as determined under this section.”

2. Page 1, by inserting in line 1 after the word “payments” the words “to Old Age Assistance recipients and on behalf of such recipients”.

Senator O'Malley raised a point of order on the amendment for the reason that it was not germane to the bill.

The Chair ruled the point well taken and the amendment out of order.

SENATE FILE DEFERRED

Senator Palmer asked and received unanimous consent that further action on **Senate File 1318** be deferred and that the bill retain its place on the calendar.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up for consideration **Senate File 1319**.

Senate File 1319

On motion of Senator Rigler, Senate File 1319, a bill for an act relating to licenses in the practice of medicine, was taken up and considered.

Senator Rigler moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1319) the vote was:

Ayes, 51:

Anderson	Doderer	Laverty	Potter
Arbuckle	Frommelt	Leonard	Reichardt
Balloun	Gaudineer	Lucken	Rigler
Bass	Gilley	Mogged	Schaben
Bortell	Glenn	Mowry	Shaff
Brownlee	Griffin	Neu	Shirley
Clarke	Hill	Nicholson	Smith
Coleman	Keith	Ollenburg	Stephens
Conklin	Klink	O'Malley	Sullivan
Curran	Kosek	Orr	Thordsen
Davis	Kyhl	Palmer	Van Gilst
DeHart	Lamborn	Parker	Walsh
DeKoster	Lange	Potgeter	

Nays, none.

Absent or not voting, 10:

Briles	Erskine	McGill	Rabedeaux
Denman	Frey	Messerly	Weimer
Dodds	Hougen		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 382

On motion of Senator Lamborn, Senate File 382, a bill for an act relating to interest rates on certain special assessments, interim financing warrants and drainage assessments and bonds payable from assessments, with report of committee recommending amend-

ment and passage, was taken up, considered, and the report of the committee adopted.

Senator Kosek offered the committee amendment found on pages 1055-1057, inclusive, of the 1970 Senate Journal.

Senator Rigler raised a point of order on the amendment for the reason that it was not germane to the subject matter in the bill or to the title of the bill.

SENATE FILE DEFERRED

Senator Rigler asked and received unanimous consent that further action on **Senate File 382** be deferred and that the bill be placed on the calendar under unfinished business.

CONSIDERATION OF BILLS

House File 184

On motion of Senator Frommelt, House File 184, a bill for an act relating to removal of dead or diseased trees, the assessments of costs and issuance of special assessment bonds therefor, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Frommelt moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 184) the vote was:

Ayes, 46:

Anderson	Frommelt	Lucken	Potter
Arbuckle	Gilley	Mogged	Reichardt
Bass	Glenn	Mowry	Rigler
Bortell	Griffin	Neu	Schaben
Brownlee	Hill	Nicholson	Shaff
Clarke	Klink	Ollenburg	Shirley
Coleman	Kosek	O'Malley	Sullivan
Conklin	Kyhl	Orr	Thordsen
Curran	Lamborn	Palmer	Van Gilst
Davis	Lange	Parker	Walsh
DeKoster	Laverty	Potgeter	Weimer
Erskine	Leonard		

Nays, none.

Absent or not voting, 15:

Balloun	Dodds	Hougen	Rabedeaux
Briles	Doderer	Keith	Smith
DeHart	Frey	McGill	Stephens
Denman	Gaudineer	Messerly	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

House File 1093

On motion of Senator Potter, House File 1093, a bill for an act relating to joint planning commissions, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Potter moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1093) the vote was:

Ayes, 46:

Anderson	Doderer	Leonard	Potzger
Arbuckle	Erskine	Messerly	Potter
Balloun	Frommelt	Mogged	Reichardt
Bass	Gilley	Mowry	Rigler
Bortell	Glenn	Neu	Shaff
Brownlee	Griffin	Nicholson	Shirley
Clarke	Klink	Ollenburg	Stephens
Coleman	Kosek	O'Malley	Sullivan
Conklin	Kyhl	Orr	Thordsen
Curran	Lamborn	Palmer	Walsh
Davis	Lange	Parker	Weimer
DeKoster	Laverty		

Nays, 1:

Hill

Voting present, 1:

Lucken

Absent or not voting, 13:

Briles	Frey	Keith	Schaben
DeHart	Gaudineer	McGill	Smith
Denman	Hougen	Rabedeaux	Van Gilst
Dodds			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

House File 241

On motion of Senator Mowry, House File 241, a bill for an act relating to the payment of attorney fees to court-appointed attorneys, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Mowry moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 241) the vote was:

Ayes, 45:

Anderson	Bass	Clarke	Curran
Arbuckle	Bortell	Coleman	DeKoster
Balloun	Brownlee	Conklin	Doderer

Erskine	Lamborn	Nicholson	Reichardt
Frommelt	Lange	Ollenburg	Rigler
Gilley	Laverty	O'Malley	Shirley
Glenn	Leonard	Orr	Stephens
Griffin	Lucken	Palmer	Sullivan
Hill	Mogged	Parker	Thordsen
Klink	Mowry	Potgeter	Walsh
Kosek	Neu	Potter	Weimer
Kyhl			

Nays, none.

Absent or not voting, 16:

Briles	Dodds	Keith	Schaben
Davis	Frey	McGill	Shaff
DeHart	Gaudineer	Messerly	Smith
Denman	Hougen	Rabedeaux	Van Gilst

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

House File 1188

On motion of Senator Parker, House File 1188, a bill for an act relating to required eye safety equipment used in schools, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Parker moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1188) the vote was:

Ayes, 44:

Anderson	Doderer	Laverty	Parker
Arbuckle	Erskine	Leonard	Potgeter
Balloun	Frommelt	Lucken	Potter
Bass	Gilley	Messerly	Reichardt
Bortell	Glenn	Mogged	Rigler
Brownlee	Hill	Mowry	Schaben
Clarke	Klink	Nicholson	Shirley
Coleman	Kosek	Ollenburg	Sullivan
Conklin	Kyhl	O'Malley	Thordsen
Curran	Lamborn	Orr	Walsh
DeKoster	Lange	Palmer	Weimer

Nays, none.

Voting present, 1:

Stephens

Absent or not voting, 16:

Briles	Dodds	Hougen	Rabedeaux
Davis	Frey	Keith	Shaff
DeHart	Gaudineer	McGill	Smith
Denman	Griffin	Neu	Van Gilst

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

UNFINISHED BUSINESS

Senate File 1282

On motion of Senator Mowry, Senate File 1282, a bill for an act to make an appropriation to pay fees and expenses for counsel for the parties in the election contests of Wilson L. Davis vs. Gilbert M. McCarty, was taken up for further consideration.

The Senate resumed consideration of the committee amendment found on page 1083 of the 1970 Senate Journal.

On motion of Senator Messerly, the committee amendment was adopted.

Senator Mowry offered the following amendment by Senators Mowry and Griffin and moved its adoption:

1. Amend Senate File 1282, page 1, by inserting after line 16 the following new section and renumbering the subsequent sections:

There is hereby appropriated from the general fund of the state to the following named persons the amounts set out opposite their name in full payment of all claims they may have against the state on account of services rendered and expenses incurred in the following election contest:

Joseph Cassidy vs. Harold Thordsen	
Richard Larsen, Davenport, fees	\$1500.00
Richard Larsen, Davenport, expenses	299.82
Margaret Stevenson, Davenport, fees	1500.00
Margaret Stevenson, Davenport, expenses	347.00
Total	\$3646.82

2. Page 1, line 3, by inserting before the period the words "and Joseph Cassidy vs. Harold Thordsen".

The amendment was adopted.

Senator Mowry asked and received unanimous consent to withdraw the amendment filed by him on April 3, 1970, and found on page 1227 of the Senate Journal.

Senator Mowry asked and received unanimous consent to withdraw the amendment filed by Senator Griffin on April 2, 1970, and found on page 1191 of the Senate Journal.

Senator Mowry asked and received unanimous consent to withdraw the amendment filed by Senator Gaudineer on March 26, 1970, and found on page 1085 of the Senate Journal.

Senator Mowry moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1282) the vote was:

Ayes, 44:

Anderson	Frommelt	Messerly	Potter
Balloun	Gilley	Mogged	Reichardt
Bortell	Glenn	Mowry	Rigler
Brownlee	Hill	Neu	Schaben
Clarke	Klink	Nicholson	Shaff
Coleman	Kosek	Ollenburg	Shirley
Conklin	Kyhl	O'Malley	Stephens
Curran	Lange	Orr	Sullivan
Davis	Laverty	Palmer	Thordsen
DeKoster	Leonard	Parker	Walsh
Erskine	Lucken	Potgeter	Weimer

Nays, 2:

Arbuckle Bass

Absent or not voting, 15:

Briles	Doderer	Hougen	Rabedeaux
DeHart	Frey	Keith	Smith
Denman	Gaudineer	Lamborn	Van Gilst
Dodds	Griffin	McGill	

The bill having received a constitutional and two-thirds majority was declared to have passed the Senate and the title as amended was agreed to.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1339, a bill for an act creating the American revolution bicentennial commission.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 142, supporting the Youth in Government Program that will be conducting the Twelfth Model Legislature December 4 and 5 of 1970.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1278, a bill for an act relating to the homestead tax credit.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 1278

Amend Senate File 1278, as amended and passed by the Senate, as follows:

1. Page 1, line 13, by inserting after the word "age" the words "or is totally disabled".
2. Page 1, line 14, by inserting after the word "his" the word "Iowa".
3. Page 1, line 18, by striking the words "if any" and inserting in lieu thereof the words "brother, sister, son, daughter, if any, living with the claimant".

4. Page 1, by striking everything after the comma in line 20 and all of lines 21 through 25, and by striking lines 1 through 15, on page 2, and inserting in lieu thereof the following:

"there shall be credited by the county auditor on such owner's eligible homestead, an amount equal to but not exceeding the amount calculated as provided in section four hundred twenty-five point one (425.1) of the Code."

5. Page 2, line 22, by inserting after the word "age" the words "or total disability".

6. Page 2, line 23, by inserting after the words "file" the words "on a form to be provided by the director of revenue".

7. Page 2, line 25, by inserting after the word "age" the words "or totally disabled".

8. Page 2, line 28, by inserting after the word "His" the word "Iowa".

9. Page 3, line 22, by inserting after the word "age" the words "or is totally disabled".

HOUSE CONCURRENT RESOLUTION 142

By Dunton

Whereas, it is fitting that legislators help instill in young people of Iowa an appreciation for and understanding of our democratic system of government, particularly the state legislative process; and

Whereas, the Iowa Youth in Government Program, which is sponsored by the North Central Area Council of the YMCA and local Hi-Y groups in Iowa, provides an opportunity for high school youth to participate in model legislative sessions; and

Whereas, the Twelfth Model Legislature will be held December 4 and 5; and

Whereas, members of the Senate and House through the years have served on the Iowa Youth in Government Statewide Sponsoring Committee and have assisted with the pre-legislative conference and model legislature; therefore

Be It Resolved by the House, the Senate Concurring, that the Sixty-third General Assembly pledge its support for the Youth in Government Program and express the willingness of its members to assist and advise local Hi-Y groups on legislative matters and to assist with the model legislature; and

Be It Further Resolved, that a copy of this resolution be sent to the North Central Area Council of the YMCA and to the local Hi-Y groups which have participated in the Youth in Government Program.

HOUSE MESSAGE CONSIDERED

House File 1339, a bill for an act creating the American revolution bicentennial commission, prescribing its powers and duties, authorizing the expenditure of all funds donated to the commission, and making an appropriation.

Read first time and passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Mogged, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Joint Resolution 1002; Senate Files 20, 82, 83, 356, 444, 460, 1009, 1048, 1057, 1076, 1096, 1104, 1152, 1153, 1197, 1198, 1225, 1248, 1271, 1291 and 1301.

CHARLES G. MOGGED
Chairman, Senate Committee
ELIZABETH SHAW
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: Senate Joint Resolution 1002; Senate Files 20, 82, 83, 356, 444, 460, 1009, 1048, 1057, 1076, 1096, 1104, 1152, 1153, 1197, 1198, 1225, 1248, 1271, 1291 and 1301.

RESOLUTION SENT TO THE SECRETARY OF STATE

Senator Mogged, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has on this 9th day of April, 1970, sent to the Secretary of State for deposit: Senate Joint Resolution 1002.

CHARLES G. MOGGED, Chairman

Passed on file.

BILLS SENT TO THE GOVERNOR

Senator Mogged, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 9th day of April, 1970, sent to the Governor for his approval: Senate Files 20, 82, 83, 356, 444, 460, 1009, 1048, 1057, 1076, 1096, 1104, 1152, 1153, 1197, 1198, 1225, 1248, 1271, 1291 and 1301.

CHARLES G. MOGGED, Chairman

Passed on file.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 8, 1970, the Governor had approved and transmitted to the Secretary of State the following bills:

S. F. 534—Relating to highway construction.

S. F. 1127—Relating to the appropriation to the supreme court made by the Sixty-third General Assembly, First Session.

S. F. 1279—Relating to the compensation of the Lieutenant Governor.

S. F. 1286—Authorizing capital expenditures by the state highway commission from the primary road fund.

H. F. 199—Relating to vital statistics.

H. F. 354—Relating to the state printing department and public printing.

H. F. 589—Relating to county ambulance service.

H. F. 1314—To legalize payment made for foster home care in Woodbury County.

H. F. 1315—To legalize payment made for foster home care in Pottawattamie County.

REPORT OF CONFERENCE COMMITTEE (Senate File 1181)

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to consider the difference between the Senate and the House of Representatives on Senate File 1181, a bill for an act relating to driver license fees and their renewal, respectfully submit the following recommendations:

1. The Senate concur in amendments 1, 2, 3 and 4.

2. The House recede from amendment 5.

3. Amend amendment 6 by striking lines 1 and 2 and inserting in lieu thereof the following: "6. Page 2, by striking lines 27 through 35, and on page 3, all of lines 1 through 18 and insert the following:

Sec. 5. Chapter three hundred twenty-one (321), Code 1966, is hereby amended by adding the following new section thereto:

A resident of this state who is legally blind may apply to the department in the manner provided by law for a four-year operator's license. The department shall upon payment of the required fee issue such person an operator's license upon the usual license form as set forth in section three hundred twenty-one point one hundred eighty-nine (321.189) of the Code. However, such license shall not grant the person to whom it is issued the privilege to operate any motor vehicle, or to supervise another in such operation. It shall be plainly stamped across the face of such license that it is for identification only and that it is not valid for the operation of a motor vehicle. Such license shall be valid for the period of four years and be renewable as other operators' licenses. An applicant for an operator's license or renewal thereof pursuant to this Act, shall not be subject to or required to pass an examination as provided in sections three hundred twenty-one point one hundred eighty-six (321.186) and three hundred twenty-one point one hundred ninety-six (321.196) of the Code.

Sec. 6. Section three hundred twenty-one point one hundred ninety-one (321.191), Code 1966, is hereby amended by inserting in line five (5) after the word "dollars," the following:

The fee for an operator's license issued to a person who is legally blind shall be five dollars.

4. The Senate concur in amendments 7 and 8.

5. The House recede from amendments 9 and 10.
6. The Senate concur in amendment 11.

On the part of the House:

RUDY VANDRIE, Chairman
T. R. ELLSWORTH
GEORGE N. PIERSON
ROBERT E. NEWTON

On the part of the Senate:

VERNON H. KYHL, Chairman
THOMAS J. FREY
J. HENRY LUCKEN
WILLIAM J. REICHARDT

REPORT OF CONFERENCE COMMITTEE
(House File 1294)

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to consider the difference between the Senate and the House of Representatives on House File 1294, a bill for an Act relating to the taxation of financial institutions, and the taxation of moneys and credits, respectfully submit the following recommendations:

1. That the Senate recede from its amendments.
2. That House File 1294 as passed by the House be amended as follows:

1. By striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Chapter four hundred twenty-two (422), Code 1966, is hereby amended by inserting a new division composed of sections two (2) through eight (8), inclusive, of this Act.

Sec. 2. A franchise tax according to and measured by net income is hereby imposed on financial institutions.

Sec. 3. In this Act, unless the context otherwise requires:

1. "Financial institution" means a state bank as defined in chapter two hundred seventy-three (273), section one hundred three (103), subsection nineteen (19), Acts of the Sixty-third General Assembly, First Session, a national banking association having its principal office within this state, a trust company, a federally chartered savings and loan association, a financial institution chartered by the federal home loan bank board, an association incorporated or authorized to do business under chapter five hundred thirty-four (534) of the Code, or a production credit association.

2. "Taxable year" means the calendar year, or the fiscal year ending during a calendar year, for which the tax is payable.

3. "Taxpayer" means a financial institution subject to any tax imposed by this Act.

4. "Net income" means the net income of the financial institution computed in accordance with section four hundred twenty-two point thirty-five (422.35) of the Code, with the exception that interest and dividends from federal securities shall not be subtracted and interest and dividends from evidences of indebtedness and securities of this state and its political subdivisions, exempt from federal income tax under the Internal Revenue Code of 1945 as amended, shall not be added.

Sec. 4. The franchise tax is due and payable on the first day following the end of the taxable year of each financial institution, and is delinquent after the last day of the fourth month following the due date. Every financial institution shall

file a return as prescribed by the director on or before the delinquency date. The provisions of this section shall become effective for all taxable years ending on or after January 1, 1970. For other than calendar year taxpayers, the tax due for the taxable year ending in 1970 shall be, for each month of the taxable year in 1970, one-twelfth of the tax which would be due if this section had been effective for the entire taxable year. As to fiscal years ending prior to the effective date of this Act, the time for filing a return is extended to the last day of the fourth month following such effective date.

Sec. 5. The franchise tax is imposed annually in an amount measured by applying the following rates to the net income received or accrued during the taxable year:

1. On the first twenty-five thousand dollars of net income, or any part thereof, five percent.
2. On the next fifty thousand dollars of net income, or any part thereof, six percent.
3. On the next twenty-five thousand dollars of net income, or any part thereof, seven percent.
4. On all net income in excess of one hundred thousand dollars, eight percent.

Sec. 6. The franchise tax shall be made payable to the treasurer of state and shall accompany the franchise tax return at the time of filing.

Sec. 7. Ten percent of the total moneys received from the franchise tax shall be deposited in the state general fund. The remaining moneys received from the franchise tax shall be deposited in a franchise tax fund hereby established in the office of the treasurer of state, and shall be paid quarterly on warrants by the state comptroller, after certification by the director of revenue, as follows:

1. Fifty percent to the basic school tax equalization fund of the basic school tax unit from which the tax is collected, to be distributed in the same manner as other funds in the basic school tax equalization fund.
2. Thirty percent to the general fund of the city or town from which the tax is collected.
3. Twenty percent to the general fund of the county from which the tax is collected.

If the financial institution maintains one or more offices for the transaction of business, other than its principal office, a portion of its franchise tax shall be allocated to each office, based upon a reasonable measure of the business activity of each office. The director of revenue shall prescribe, for each type of financial institution, a method of measuring the business activity of each office. Financial institutions shall furnish all necessary information for this purpose at the request of the director.

Quarterly, the director of revenue shall certify to the treasurer of state the amounts to be paid to each basic school tax unit, city, town, and county from the franchise tax fund. All moneys received from the franchise tax are hereby appropriated according to the provisions of this section.

Sec. 8. The department of revenue shall administer and enforce the provisions of this Act, and all applicable provisions of sections four hundred twenty-two point twenty-four (422.24), four hundred twenty-two point twenty-five (422.25), four hun-

dred twenty-two point twenty-six (422.26), four hundred twenty-two point twenty-eight (422.28), four hundred twenty-two point twenty-nine (422.29), and four hundred twenty-two point thirty (422.30) of the Code, and division five (V) of chapter four hundred twenty-two (422) of the Code, apply to financial institutions and to the franchise tax imposed by this Act.

Sec. 9. Section four hundred twenty-two point thirty-four (422.34), subsection one (1), Code 1966, as amended by chapter two hundred seventy-three (273), section one thousand eight hundred fourteen (1814), Acts of the Sixty-third General Assembly, First Session, is hereby further amended by inserting in line four (4) after the word "associations," the words "production credit associations,".

Sec. 10. Section four hundred twenty-two point seventy-one (422.71), Code 1966, as amended by chapter three hundred forty-two (342), section one hundred seventeen (117), Acts of the Sixty-second General Assembly, is hereby further amended by striking lines twenty-seven (27) through thirty-four (34), inclusive, and inserting in lieu thereof the following:

"the county treasurer of each county and transmit them. The county treasurer shall apportion these amounts thirty percent to the county general fund, fifty percent to the basic school tax equalization fund, and the remaining thirty percent to cities and towns in the proportion that the taxable values for each city and town for 1965 of property subject to taxation in 1965 under sections four hundred twenty-nine point two (429.2) and four hundred thirty-one point one (431.1) of the Code is to the total of such taxable values for all cities and towns within the county."

Sec. 11. Section four hundred twenty-seven point thirteen (427.13), Code 1966, as amended by chapter three hundred fifty-six (356), section thirty-seven (37), Acts of the Sixty-second General Assembly, is hereby further amended by striking subsections four (4) through eight (8), inclusive.

Sec. 12. Section four hundred twenty-eight point twelve (428.12), Code 1966, as amended by chapter two hundred seventy-three (273), section one thousand eight hundred fifteen (1815), Acts of the Sixty-third General Assembly, First Session, is hereby further amended by striking from lines nine (9) and ten (10) the words and figure "as provided in chapter 430, for the taxing of private banks and bankers,".

Sec. 13. Section four hundred twenty-eight point twenty-three (428.23), Code 1966, is hereby amended by striking lines seven (7), eight (8), and nine (9), and inserting in lieu thereof the words "same manner as is required of individuals."

Sec. 14. Section four hundred twenty-eight point twenty-seven (428.27), Code 1966, is hereby amended by striking from lines three (3) and four (4) the words and figures "as prescribed in sections 431.1 and 431.2".

Sec. 15. Chapter four hundred twenty-eight (428), Code 1966, is hereby amended by adding the following section:

"For the year 1970 and succeeding years, the real estate, fixtures, equipment, and tangible personal property of every financial institution, as defined in this Act, and of every credit union established under chapter five hundred thirty-three (533) of the Code, shall be listed, assessed, and taxed to the

institution or the credit union in the same manner and at the same rate as such property in the hands of individuals."

Sec. 16. Chapters four hundred twenty-nine (429) and four hundred thirty (430), Code 1966, are hereby repealed.

Sec. 17. Section four hundred thirty A point two (430A.2), Code 1966, as amended by chapter two hundred seventy-three (273), section one thousand eight hundred twenty-one (1821), Acts of the Sixty-third General Assembly, First Session, is hereby further amended by striking from lines eight (8) and nine (9) the words and figure "except as provided in section 430A.7 hereof" and inserting in lieu thereof the words "or to production credit associations."

Sec. 18. Section four hundred thirty A point three (430A.3), Code 1966, is hereby amended by striking lines eight (8), nine (9), and ten (10) and inserting in lieu thereof the following:

"which shall be levied by the board of supervisors, and placed upon the tax list and collected by the county treasurer. The amount collected in each taxing district in cities and towns shall be apportioned twenty percent to the county general fund, thirty percent to the city or town general fund, and fifty percent to the basic school tax equalization fund, and the amount collected in each taxing district outside of cities and towns shall be apportioned fifty percent to the county general fund and fifty percent to the basic school tax equalization fund. The".

Sec. 19. Section four hundred thirty A point seven (430A.7), Code 1966, is hereby repealed.

Sec. 20. Chapter four hundred thirty-one (431), Code 1966, is hereby repealed.

Sec. 21. Section five hundred thirty-three point twenty-two (533.22), Code 1966, is hereby amended as follows:

1. By inserting in line three (3) after the comma the words "tangible personal property,"

2. By adding the following:

"The moneys and credits tax on credit unions is hereby imposed at a rate of five mills on each dollar of legal and special reserves of every credit union, and shall be levied by the board of supervisors, and placed upon the tax list and collected by the county treasurer, except that an exemption shall be given to each credit union in the amount of four thousand dollars and, in addition, any amount of the legal and special reserves which are invested in United States government securities. The amount collected in each taxing district within a city or town shall be apportioned twenty percent to the county general fund, thirty percent to the city or town general fund, and fifty percent to the basic school tax equalization fund, and the amount collected in each taxing district outside of cities and towns shall be apportioned fifty percent to the county general fund and fifty percent to the basic school tax equalization fund. The moneys and credits tax shall be collected at the location of the credit union as shown in its articles of incorporation."

Sec. 22. No levies or collections shall be made based upon assessments made and other procedures undertaken prior to the effective date of this Act in connection with the imposition for the year 1970 of taxes repealed or made inapplicable by this Act.

Sec. 23. Section four hundred twenty-two point one (422.1), Code 1966, is hereby amended by inserting after line nine (9) the following:

"Division VII Taxation of financial institutions."

Sec. 24. This Act being deemed of immediate importance shall be in full force and effect from and after its final approval and publication in The Evening Sentinel, a newspaper published at Shenandoah, Iowa, and the Council Bluffs Nonpareil, a newspaper published at Council Bluffs, Iowa.

2. By inserting in line 1 of the title after the word "institutions" the words "and credit unions".

3. The committee recommends that after the full effect of the personal property tax and recent federal legislation is known, subsequent legislatures review the impact of this Act to ensure its equity.

On the part of the House:

MAURICE A. VAN NOSTRAND, Chmn.
DENNIS L. FREEMAN
SCOTT MCINTYRE, JR.
ED SKINNER

On the part of the Senate:

CLIFTON C. LAMBORN, Chmn.
JOSEPH C. COLEMAN
ELMER F. LANGE
EDWARD E. NICHOLSON

SENATE CONCURRENT RESOLUTION 130

By R. Dean Arbuckle

Whereas, all departments of government must continually strive for more efficiency and economy to provide the greatest possible return from taxation for the greatest possible advantage of the people; and

Whereas, revenue is limited by growth factors and therefore must regulate the quantity and quality of governmental services; and

Whereas, great concern is being expressed by property taxpayers regarding the increase of revenue demands; and

Whereas, many taxpayers are strongly objecting to the large share of public school expenditures being paid from property tax revenue; and

Whereas, there appears to be evidence that administrative costs of education seem to be rising at a more rapid rate than the increase of students or the increase in the cost of living; and

Whereas, many educators agree that few major changes have been made in our educational system for many years; and

Whereas, other states have relieved part of the problem by adopting twelve months' use of educational facilities and providing students with opportunity to accumulate knowledge at a more rapid rate at a reduced cost; and

Whereas, many communities desire more comprehensive use of the educational facilities the year around and using the talents, abilities, and dedication of educators on a twelve-month basis; *Now, Therefore,*

Be It Resolved by the Senate, the House Concurring, that the Sixty-third General Assembly go on record as favoring all efforts directed toward providing this additional educational opportunity; and

Be It Further Resolved, that the Sixty-third General Assembly encourage that the proposal be fostered by the Department of Public Instruction; implemented by the local school boards and supported by the citizens of the State of Iowa; and

Be It Further Resolved, that both political parties be encouraged to embrace this resolution in their platforms providing greater impetus for the expedient enactment of laws to accomplish the necessary changes.

SENATE CONCURRENT RESOLUTION 131

By Walsh and Denman

Whereas, there are at least 340 and possibly 1,850 American servicemen, including four Iowans who are known to be prisoners in North Vietnam; and

Whereas, twenty to thirty Iowans who are reported missing and may be held as prisoners in North Vietnam; and

Whereas, the government of North Vietnam has refused to release the names of all the prisoners it holds; and

Whereas, some of these American prisoners have been held captive for as long as five years; and

Whereas, the government of North Vietnam acceded to the Geneva Convention on June 8, 1957, the government of South Vietnam acceded to the Convention on November 14, 1953, and the government of the United States acceded to the Convention on August 2, 1955; and

Whereas, no pretense of compliance has been advanced by the government of North Vietnam or the National Liberation Front despite the reminder to do so on June 11, 1965, by M. Jacques Freymond, Vice President of the International Committee of the Red Cross; and

Whereas, the provisions of the Geneva Convention require that every prisoner of war be enabled to write to his family; that every prisoner remain in communication with his family and with an international or state organization which had assumed the obligation of safeguarding the rights of the prisoner; that every prisoner has the right to receive mail and packages; that minimum humane standards of detention, hygiene, diet, recreation, and employment be complied with; that the detaining power accept a neutral party to the conflict or a respected international organization, such as the International Committee of the Red Cross, as a protecting power for the prisoners; that seriously injured or ill prisoners be repatriated as soon as they are able to travel; and that the detaining power provide the names of the prisoners it holds to families as well as to the protecting power, or the Red Cross, to pass on to their country of origin; *Now, Therefore*,

Be It Resolved by the Senate, the House Concurring, That the General Assembly of the State of Iowa urges the General Assembly of the United Nations to intercede on behalf of the American servicemen being held as prisoners of war by North Vietnam and the National Liberation Front by insuring that the tenets of fair and humane treatment, as expressed in the Geneva Convention of 1949, are complied with by North Vietnam and the National Liberation Front.

Be It Further Resolved, That the Secretary of State transmit copies of this resolution to the Secretary General of the United Nations, to each of the 124 delegates to the United Nations representing the 124 member nations, the President of the United States, the Vice President of the United States, and to each member of the Congress from the State of Iowa.

REPORTS OF COMMITTEES

Senator Messerly submitted the following reports:

MR. PRESIDENT: Your committee on appropriations, to which was referred **House File 1364**, a bill for an act to make appropriations to the appointive members of the capitol planning commission for per diem com-

compensation for services rendered, begs leave to report it has had the same under consideration and recommends the same **do pass**.

FRANCIS L. MESSERLY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations, to which was referred **House File 1365**, a bill for an act making an appropriation for use in employing personnel and other expenses for inspection of moisture-measuring devices, begs leave to report it has had the same under consideration and recommends the same **do pass**.

FRANCIS L. MESSERLY, Chairman

Ordered passed on file.

Senator Kyhl submitted the following report:

MR. PRESIDENT: Your committee on law enforcement, to which was referred **House File 1187**, a bill for an act relating to the administration of chemical tests for determining intoxication, begs leave to report it has had the same under consideration and recommends the same **do pass**.

VERNON H. KYHL, Chairman

Ordered passed on file.

Senator Conklin submitted the following reports:

MR. PRESIDENT: Your committee on schools, to which was referred **House File 1279**, a bill for an act to authorize student teaching and to establish the status and authority of student teachers, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. CHARLENE CONKLIN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on schools, to which was referred **House File 1359**, a bill for an act to provide flexibility in the selection of position titles for members of the professional staff of the superintendent of public instruction, begs leave to report it has had the same under consideration and recommends the same **do pass**.*

W. CHARLENE CONKLIN, Chairman

Ordered passed on file.

Senator Kosek submitted the following reports:

MR. PRESIDENT: Your committee on social services, to which was referred **House File 1203**, a bill for an act relating to maximum income for persons eligible for low-rent housing, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ERNEST KOSEK, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on social services, to which was referred **House File 1346**, a bill for an act relating to the furnishing of medical care and services to individuals and families whose income and resources are insufficient to meet the cost of necessary medical care and

services, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ERNEST KOSEK, Chairman

Ordered passed on file.

*Denotes a unanimous committee vote.

AMENDMENTS FILED

1 Amend Senate File 382, page 2, by striking lines 25 through 29
2 and inserting in lieu thereof the following:

3 "Sec. 11. This Act, being deemed of immediate importance,
4 shall take effect and be in force from and after its publication
5 in the Jackson Sentinel, a newspaper published in Maquoketa,
6 Iowa, and in The Auburn Enterprise, a newspaper published
7 in Auburn, Iowa."

ELMER F. LANGE

1 Amend the cities and towns committee amendment, filed March 25,
2 1970, by adding the following new section:

3 "This Act, being deemed of immediate importance, shall
4 take effect and be in force from and after its publication
5 in the Jackson Sentinel, a newspaper published in Maquoketa,
6 Iowa, and in The Auburn Enterprise, a newspaper published
7 in Auburn, Iowa."

ELMER F. LANGE

1 Amend the House amendment to Senate File 456 as
2 follows:

3 1. By striking lines 3 through 65 of the House
4 amendment to Senate File 456 and substituting in lieu
5 thereof the following:

6 "1. Page 1, by striking line 25, and page 2, by
7 striking lines 1 through 13 inclusive and inserting in
8 lieu thereof the following:

9 Sec. 3. Composition of the board. There is hereby
10 created a state board of examiners for nursing home ad-
11 ministrators which shall consist of nine members ap-
12 pointed as follows:

13 1. Six members shall be nursing home administra-
14 tors, at least one of whom shall be an administrator of
15 a nonproprietary nursing home, chosen by the governor
16 from lists of three or more persons nominated for each
17 such appointment by the professional nursing home asso-
18 ciations in the state.

19 2. One hospital administrator.

20 3. One physician and surgeon, or osteopathic
21 physician and surgeon.

22 4. One pharmacist, registered nurse, or person
23 active in or who has had experience in an educational
24 program in nursing home administration or in a related
25 health care field, at a university or college.

GEORGE E. O'MALLEY
JAMES E. BRILES
JOHN L. MOWRY

FLOYD GILLEY
WILLIAM F. DENMAN
ERNEST KOSEK

Amend the House amendment to Senate File 456 by inserting in line 8 after the period the following new sentence:

"The board shall be within the department of health for administrative and budgeting purposes. The department of health shall furnish the board with the necessary facilities and staff to allow it to perform the duties imposed by this Act."

LEE H. GAUDINEER, JR.

Amend the O'Malley, et al., amendment, filed April 8, 1970, to the House Amendment to Senate File 456 as follows:

- 1. Line 13, by striking the word "Seven" and inserting in lieu thereof the word "Four".
- 2. By inserting the following new sub-section after line 26:
"6. Three persons from the public at large, who have no business connections or financial interests in any type of nursing home."

GENE W. GLENN

Amend the O'Malley, et al., amendment to the House amendment to Senate File 456, filed April 9, 1970, as follows:

- 1. Line 13, by striking the word "Six" and inserting in lieu thereof the word "Three".
- 2. Line 22, by striking the comma (,) after the word "pharmacist" and inserting in lieu thereof the word "or", and by striking the comma (,) after the word "nurse" and inserting a period (.) in lieu thereof.
- 3. Line 22 and 23, by striking the words "or person active in or who has" and by inserting in lieu thereof the words "5. Three persons who have", by striking the period (.) in line 25, and inserting a comma (,) in lieu thereof, and by adding the following words thereafter: "none of whom shall be employed by a nursing home or have any financial interest or holding in any type of nursing home."

GENE W. GLENN

Amend the House amendment to Senate File 665, appearing on pages 889 through 900, inclusive, of the Senate Journal, as follows:

- 1. By inserting after line 125 the following:
"The address of my former residence, if any, was in the city of _____, county of _____, state of _____"
- 2. By striking from line 134 the word "Voter" and inserting in lieu thereof the word "Applicant".
- 3. By inserting after line 161 the following:
"The address of my former residence, if any, was in the city of _____, county of _____, state of _____"

14 4. By striking from line 170 the word "Voter" and inserting
15 in lieu thereof the word "Applicant".

HUGH H. CLARKE

- 1 Amend House File 1097 by striking everything after
2 the enacting clause and inserting in lieu thereof the
3 following:
- 4 Section 1. Section forty-eight point one (48.1), Code
5 1966, is hereby repealed and the following enacted in lieu
6 thereof:
- 7 "The office of commissioner of registration is hereby
8 established in each city and county of the state. The
9 city clerk of each city shall be the commissioner of
10 registration. The auditor of each county shall be the
11 commissioner of registration in each county. The
12 commissioner of registration in each county may, when
13 practicable, establish permanent registration offices within
14 towns in the county or other areas of concentrated population
15 under the jurisdiction of the commissioner."
- 16 Sec. 2. Section forty-eight point three (48.3), Code
17 1966, is hereby amended by striking from line two (2) the
18 figures "1928" and inserting in line thereof the figures
19 "1970".
- 20 Sec. 3. Section forty-eight point four (48.4), Code
21 1966, is hereby amended as follows:
- 22 1. By inserting in line three (3) after the word "city"
23 the words "or county".
- 24 2. By inserting in line eight (8) after the word
25 "precinct" the words "or township".
- 26 3. By inserting in line twelve (12) after the word
27 "council" the words "or county board of supervisors".
- 28 4. By inserting in line eighteen (18) after the word
29 "council" the words "or county board of supervisors".
- 30 5. By inserting in line nineteen (19) after the word
31 "ordinance" the words "or resolution".
- 32 6. By inserting in line twenty-four (24) after the
33 word "precinct" the words "and throughout the county in
34 the proportion of one for each township or as otherwise
35 provided".
- 36 7. By inserting in line thirty-five (35) after the
37 word "precinct" the words "or township".
- 38 Sec. 4. Section forty-eight point six (48.6), Code
39 1966, is hereby amended as follows:
- 40 1. By inserting in subsection two (2), line one (1),
41 after the word "precinct" the words "or township".
- 42 2. By inserting in subsection three (3), paragraph
43 d, line two (2) after the word "precinct" the words "or
44 township".
- 45 Sec. 5. Section forty-eight point seven (48.7), Code
46 1966, is hereby amended by inserting in line twenty-two
47 (22) after the word "precinct" the words "or township".
- 48 Sec. 6. Section forty-eight point eight (48.8), Code
49 1966, is hereby amended as follows:
- 50 1. By inserting in line four (4) after the word "precinct"
51 the words "or township".
- 52 2. By inserting in line seven (7) after the word

53 "precinct" the words "or township".

54 Sec. 7. Section forty-eight point ten (48.10), Code
55 1966, is hereby amended by inserting in line four (4)
56 after the word "city" the words "or county".

57 Sec. 8. Section forty-eight point eleven (48.11), Code
58 1966, is hereby amended by inserting in line thirty-seven
59 (37) after the word "precinct" the words "or township".

60 Sec. 9. Section forty-eight point twelve (48.12), Code
61 1966, is hereby amended by inserting in line four (4) after
62 the word "precinct" the words "or township".

63 Sec. 10. Section forty-eight point thirteen (48.13),
64 Code 1966, is hereby amended by inserting in line eleven
65 (11) after the word "precinct" the words "or township".

66 Sec. 11. Section forty-eight point sixteen (48.16),
67 Code 1966, is hereby amended by inserting in line thirteen
68 (13) after the word "precinct" the words "or township".

69 Sec. 12. Section forty-eight point seventeen (48.17),
70 Code 1966, is hereby amended by inserting in line five (5)
71 after the word "city" the words "or county attorney".

72 Sec. 13. Section forty-eight point eighteen (48.18),
73 Code 1966, is hereby amended as follows:

74 1. By inserting in line four (4) after the word
75 "system" the words "for the city".

76 2. By striking from lines four (4) and five (5) the
77 words "shared equally by the county and" and inserting
78 in lieu thereof the words "paid by".

79 3. By inserting at the end thereof the following new
80 paragraphs:

81 "The cost for the installation and maintenance of a
82 permanent registration system in the county shall be paid
83 by the county. The county board of supervisors shall by
84 resolution fix the compensation paid to deputies and clerks
85 employed by the county commissioner of registration.

86 When the city and county cooperate in permanent registration
87 of voters in areas of concurrent jurisdiction, the city
88 and the county shall apportion the costs between the city
89 and county".

90 Sec. 14. Section forty-eight point twenty (48.20), Code
91 1966, is hereby amended by striking from line two (2) the
92 words and figures "of chapter 47, and lines 6 to 10, inclusive,".

93 Sec. 15. Section forty-eight point twenty-six (48.26),
94 Code 1966, is hereby amended as follows:

95 1. By inserting in line four (4) after the word "hall"
96 the words "or county courthouse".

97 2. By inserting in line six (6) after the word "city"
98 the words "or county".

99 3. By inserting in line twelve (12) after the word
100 "the" the word "city".

101 4. By inserting in line nineteen (19) after the word
102 "the" the word "city".

103 5. By inserting in line twenty-five (25) after the
104 period the following new sentences:

105 "If petitioned by one of the official county chairmen
106 of the two political parties polling the highest number of
107 votes in the jurisdiction at the last preceding general
108 election, the county commissioner of registration shall

109 establish at least one branch registration place in each
 110 town and township in his jurisdiction, taking into
 111 consideration the convenience of the voters. If petitioned
 112 by one of the official county chairmen of the two
 113 political parties polling the highest number of votes
 114 in the preceding general election, the commissioner shall
 115 provide for additional branch registration places for
 116 each ten thousand inhabitants in the jurisdiction in
 117 excess of thirty thousand and for such additional
 118 registration places as the commissioner deems necessary.”
 119 Sec. 16. Section forty-eight point twenty-seven (48.27),
 120 Code 1966, is hereby amended by inserting in line twenty-one
 121 (21) after the word “municipality” the words “or county”.
 122 Sec. 17. Chapter forty-seven (47), Code 1966, is
 123 hereby repealed.

ANDREW G. FROMMELT

1 Amend House File 1097, as reprinted, page 1, as
 2 follows:
 3 1. Line 8, by inserting after the word “more” the
 4 words “, outside of the corporate limits of a city having
 5 a commissioner of registration pursuant to this section”.
 6 2. By inserting after line 10 the following new
 7 section and by renumbering the remaining sections in
 8 conformity herewith:
 9 Sec. 2. Section forty-eight point two (48.2), Code
 10 1966, is hereby amended by inserting after the period
 11 in line five (5) the following new sentence:
 12 “Voter registration in a county shall mean only that
 13 part of the county which is outside of the corporate
 14 limits of one or more cities in such county that have a
 15 population of ten thousand persons or more.”

LEE H. GAUDINEER, Jr.

1 Amend House File 1279 by adding at the end the following
 2 new section:
 3 Section two hundred seventy-seven point four (277.4),
 4 Code 1966, as amended by the Sixty-third General Assembly,
 5 Second Session, is further amended by striking from lines
 6 nine (9) and ten (10) the words “, except that in”.

W. CHARLENE CONKLIN

1 Amend House File 1358 by inserting after line 15 the
 2 following new section:
 3 Sec. 3. Chapter ninety-five (95), section three (3),
 4 Acts of the Sixty-second General Assembly, as amended by
 5 chapter seventy-nine (79), sections five (5), six (6), and
 6 seven (7), and chapter eighty-three (83), section four (4),
 7 and chapter one hundred fifty-two (152), section seventeen
 8 (17), Acts of the Sixty-third General Assembly, First Session,
 9 is hereby further amended as follows:
 10 1. By inserting after line forty (40) the following new
 11 subsection:
 12 “Persons employed by the state highway commission.”
 13 2. By renumbering the remaining subsection.

CLIFTON C. LAMBORN
 CHARLES G. MOGGED

- 1 Amend House File 1359 by adding at the end the following
- 2 new section;
- 3 Section two hundred seventy-seven point four (277.4),
- 4 Code 1966, as amended by the Sixty-third General Assembly,
- 5 Second Session, is further amended by striking from lines
- 6 nine (9) and ten (10) the words "except that in".

W. CHARLENE CONKLIN.

On motion of Senator Rigler, the Senate adjourned until 9:00
a.m., Friday, April 10, 1970.

JOURNAL OF THE SENATE

EIGHTY-NINTH DAY

SENATE CHAMBER,
DES MOINES, IOWA, FRIDAY, APRIL 10, 1970.

The Senate met in regular session, President pro tempore Lange presiding.

Prayer was offered by the Reverend Roy Hoover, pastor of the United Methodist Church, Thornburg, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Thursday, April 9, 1970, was approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Dodds for the day on request of Senator Glenn.

VISITORS

Thirty students from Wapello Community School, accompanied by Mrs. Dorothy Deam.

Thirty-four eighth graders from Cedar Valley School, accompanied by Ted Craigmile, Jr., and Harlan Hawley.

Thirty-five students from Panora-Linden School, accompanied by Mary Jane Ragan.

Thirty-seven sixth graders from Paullina Community School, Paullina, Iowa, accompanied by Terri Nelson and Mrs. Koester.

Fifty students from West Central Community School District, Maynard, Iowa, accompanied by John Kappmeyer, superintendent, and Rachel Jarvis, Robert Sampson and Darryl Landas, teachers.

BIRTHDAY CONGRATULATIONS

Senator Thordsen rose on a point of personal privilege and on behalf of the Senate extended congratulations to Senator Parker on his birthday.

Senator Parker rose on a point of personal privilege and congratulated Senator Hougen, who shared the same birthday.

EXPRESSION OF APPRECIATION

I regret that I was unable to return to the state Senate before final adjournment. Under the circumstances, allow me to use this means of thanking all who so thoughtfully expressed concern and good will during the time of my accident and convalescence. Your words and deeds were a constant source of encouragement and assurance and will always be appreciated and remembered by myself and my family.

Thank you.

DONALD S. MCGILL

HOUSE AMENDMENTS CONSIDERED

Senate File 1117

Senator Mowry called up for consideration Senate File 1117, a bill for an act relating to federal tax lien registration, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 1117, page 3, by striking all of lines 16 through 24 inclusive, and inserting in lieu thereof the following:

"Sec. 4. The fee for filing and indexing each notice of lien or certificate or notice affecting the tax lien shall be as provided in section three hundred thirty-five point fourteen (335.14) of the Code."

The Senate concurred in the House amendment.

Senator Mowry moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1117) the vote was:

Ayes, 50:

Anderson	DeKoster	Lamborn	Parker
Arbuckle	Doderer	Lange	Potgeter
Balloun	Erskine	Lucken	Potter
Bass	Frey	Messerly	Rabedeaux
Bortell	Gilley	Mogged	Schaben
Briles	Glenn	Mowry	Shaff
Brownlee	Griffin	Neu	Smith
Clarke	Hill	Nicholson	Stephens
Coleman	Hougen	Ollenburg	Sullivan
Conklin	Keith	O'Malley	Van Gilst
Curran	Klink	Orr	Walsh
Davis	Kosek	Palmer	Weimer
DeHart	Kyhl		

Nays, none.

Absent or not voting, 11:

Denman	Gaudineer	McGill	Shirley
Dodds	Laverty	Reichardt	Thordsen
Frommelt	Leonard	Rigler	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 1276

Senator Kyhl called up for consideration Senate File 1276, a bill for an act relating to encouraging persons to seek treatment for drug addiction or dependency, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 1276 as amended and passed by the Senate and reprinted as follows:

1. Page 2, line 4, by inserting after the word "practitioner" the following: "or any employee or person acting under his direction or supervision,"
2. Page 2, line 4, by inserting after the word "or" the word "any".
3. Page 3, line 21, by inserting after the word "quarter." a new sentence as follows:
"The form of the report prescribed shall be furnished by the commissioner of health and be so designed that a carbon copy will be available which shall be sent quarterly to the narcotics law-enforcement division of the state, such report not to include doctors signature."
4. Page 4, line 2, by striking the words "medical practitioner".

The Senate concurred in the House amendment.

Senator Kyhl moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1276) the vote was:

Ayes, 51:

Anderson	Doderer	Lange	Potgeter
Arbuckle	Erskine	Lavery	Potter
Balloun	Frey	Lucken	Rabedaux
Bass	Gilley	Messerly	Schaben
Briles	Glenn	Mogged	Shaff
Brownlee	Griffin	Mowry	Shirley
Clarke	Hill	Neu	Smith
Coleman	Hougen	Nicholson	Stephens
Conklin	Keith	Ollenburg	Sullivan
Curran	Klink	O'Malley	Thordsen
Davis	Kosek	Orr	Walsh
DeHart	Kyhl	Palmer	Weimer
DeKoster	Lamborn	Parker	

Nays, none.

Absent or not voting, 10:

Bortell	Frommelt	McGill	Rigler
Denman	Gaudineer	Reichardt	Van Gilst
Dodds	Leonard		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

CONSIDERATION OF BILLS

House File 1357

On motion of Senator Lamborn, House File 1357, a bill for an act to appropriate funds from the primary road fund to the state highway commission for payment of claims arising out of activities of the state highway commission, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Lamborn moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1357) the vote was:

Ayes, 48:

Anderson	DeHart	Lamborn	Parker
Arbuckle	DeKoster	Lange	Potgeter
Balloun	Erskine	Laverty	Potter
Bass	Frey	Lucken	Rabedeaux
Bortell	Gilley	Messerly	Schaben
Briles	Glenn	Mogged	Shaff
Brownlee	Griffin	Mowry	Smith
Clarke	Hougen	Neu	Stephens
Coleman	Keith	Nicholson	Sullivan
Conklin	Klink	Ollenburg	Thordsen
Curran	Kosek	O'Malley	Walsh
Davis	Kyhl	Orr	Weimer

Nays, 2:

Doderer Shirley

Absent or not voting, 11:

Denman	Gaudineer	McGill	Rigler
Dodds	Hill	Palmer	Van Gilst
Frommeit	Leonard	Reichardt	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

SENATE INSISTS

House File 499

Senator Arbuckle called up House File 499, a bill for an act relating to the war orphans educational aid fund, amended by the Senate, and moved that the Senate recede from its amendment.

The Chair called for a division.

The motion was lost and the Senate insisted on its amendment.

HOUSE AMENDMENT CONSIDERED

Senate File 1232

Senator Lavery called up for consideration Senate File 1232, a bill for an act relating to the establishment of sanitary disposal projects, authorizing a tax therefor, making an appropriation therefor, and providing penalties for violations thereof, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 1232, as amended and passed by the Senate and reprinted, as follows:

1. Page 2, by striking lines 9 through 11, inclusive, and by inserting in lieu thereof the following:

"Nothing herein shall be construed as prohibiting the use of dirt, stone, brick, or similar inorganic material for fill, landscaping, excavation or grading at places other than a sanitary disposal."

2. Page 3, line 28, by inserting after the word "commission" the words ", or their successor agency",

3. Page 3, line 33, by inserting after the word "commission" the words ", or their successor agency".

4. Page 5, line 26, by inserting after the period the following sentence: "The levy authorized by this section shall be the only mill levy that the board of supervisors may authorize for the purposes of this section, notwithstanding the provisions of section three hundred forty-six point eleven (346.11) of the Code or any other provision of law."

5. Page 6, line 19, by inserting after the second word "commission" the words ", or their successor agency".

The Senate concurred in the House amendment.

Senator Lavery moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1232) the vote was:

Ayes, 48:

Bass	Erskine	Lavery	Potgeter
Bortell	Frey	Leonard	Potter
Brownlee	Frommelt	Lucken	Rabedeaux
Clarke	Gilley	Messery	Rigler
Coleman	Glenn	Mowry	Shirley
Conklin	Griffin	Neu	Smith
Curran	Hougen	Nicholson	Stephens
Davis	Keith	Ollenburg	Sullivan
DeHart	Klink	O'Malley	Thordsen
DeKoster	Kosek	Orr	Van Gilst
Denman	Kyhl	Palmer	Walsh
Doderer	Lamborn	Parker	Weimer

Nays, 4:

Anderson	Balloun	Briles	Lange
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Absent or not voting, 9:

Arbuckle	Hill	Mogged	Schaben
Dodds	McGill	Reichardt	Shaff
Gaudineer			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

HOUSE AMENDMENTS TO SENATE AMENDMENTS CONSIDERED

House File 1232

Senator Erskine called up for consideration House File 1232, a bill for an act discontinuing the refund of tax on motor fuel used in watercraft, and allocating such moneys to the state conservation fund, and providing for a legislative service bureau study relative thereto, amended by the Senate, further amended by the House, and moved that the Senate concur in the following amendment:

Amend the Senate amendment to House File 1232 as follows:

1. By inserting in line 24 after the word "A" the words "bona fide".
2. By striking lines 25 and 26, and the words "inclusive, and" from line 27 and inserting in lieu thereof the following: "an owner's certificate for commercial fishing gear issued pursuant to".

The Senate concurred in the House amendment to the Senate amendment.

Senator Erskine moved that the bill as amended by the Senate, further amended by the House, and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1232) the vote was:

Ayes, 46:

Arbuckle	Denman	Lamborn	Potgeter
Bass	Doderer	Lange	Potter
Bortell	Erskine	Laverty	Rabedeaux
Briles	Frey	Lucken	Reichardt
Brownlee	Frommelt	Messerly	Rigler
Clarke	Gilley	Mogged	Schaben
Coleman	Griffin	Neu	Shirley
Conklin	Hougen	Ollenburg	Smith
Curran	Keith	O'Malley	Stephens
Davis	Klink	Palmer	Van Gilst
DeHart	Kosek	Parker	Walsh
DeKoster	Kyhl		

Nays, 7:

Anderson	Glenn	Mowry	Orr
Balloun	Hill	Nicholson	

Absent or not voting, 8:

Dodds	Leonard	Shaff	Thordsen
Gaudineer	McGill	Sullivan	Weimer

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

House File 1198

Senator Clarke called up for consideration House File 1198, a bill for an act relating to the sale and use of fertilizers and pesticides, creating a fertilizer and pesticide review board and making an appropriation therefor, amended by the Senate, further amended by the House, and moved that the Senate refuse to concur in the following amendment:

Amend the Senate amendment to House File 1198 (corrected) as follows:

1. By striking all of lines 29 and 30 and the word "pesta." in line 31 and inserting in lieu thereof the following:

"It shall adopt rules relating to the sale, use and disuse of agricultural chemicals."

2. By inserting in line 51 after the word "commission" the words ", or its successor agency".

3. By inserting in line 52 after the word "commission" the words ", or its successor agency".

4. By adding to Section 7 the following new subsection:

6. By striking from section two hundred six point three (206.3), Code 1966, all of lines forty (40) through fifty (50) and inserting in lieu thereof the following:

"(5) The date of manufacture."

The motion prevailed and the Senate refused to concur in the House amendment to the Senate amendment.

CALL OF THE SENATE LIFTED

Senators Briles asked and received unanimous consent that the Call of the Senate filed February 11, 1970, on Senate File 1164 be lifted.

HOUSE AMENDMENT CONSIDERED

Senate File 1184

Senator Briles called up for consideration Senate File 1184, a bill for an act relating to pipelines and the power of eminent domain exercised by pipeline companies, and the House amendment found on pages 1266-1268, inclusive, of the 1970 Senate Journal.

Senator Rigler asked and received unanimous consent to withdraw the following amendment:

Amend the House amendment to Senate File 1184 by striking lines 3 through 12, inclusive.

Senator Briles moved that the Senate refuse to concur in the House amendment.

Division was called for.

The motion prevailed and the Senate refused to concur in the House amendment.

CALL OF THE SENATE LIFTED

Senator Rigler asked and received unanimous consent that the Call of the Senate filed February 11, 1970, on ~~Senate File 1185~~ be lifted.

HOUSE AMENDMENTS CONSIDERED

Senate File 1185

Senator Briles called up for consideration Senate File 1185, a bill for an act relating to electric transmission lines and the power of eminent domain exercised by electric utilities, and the House amendment found on pages 1287-1290, inclusive, of the 1970 Senate Journal.

Senator Briles moved that the Senate refuse to concur in the House amendment.

The motion prevailed and the Senate refused to concur in the House amendment.

Senate File 456

Senator Kosek called up for consideration Senate File 456, a bill for an act relating to the licensing and registration of nursing home administrators, amended by the House:

Amend Senate File 456, as amended and passed by the Senate and reprinted as follows:

1. Page 1, by striking line 25, and page 2, by striking lines 1 through 28, inclusive, and inserting in lieu thereof the following:

Sec. 3. Composition of the board. There is hereby created a state board of examiners for nursing home administrators which shall consist of nine members. Eight members of the board shall be initially appointed by the governor from a list of twenty-four persons whose names shall be submitted to the governor by the managing boards of directors of the recognized associations of public and private nursing homes in this state. The number of names submitted by each association shall be as nearly as possible in proportion to their respective memberships. Three members shall be

appointed for terms of three years, three members shall be appointed for terms of two years, and two members shall be appointed for a term of one year; thereafter, the terms of all appointive members shall be three years. The ninth member shall be the commissioner of social services, or his designee, who shall be a nonvoting ex officio member of such board.

Subsequent appointees shall be selected by the governor from lists of three nominees submitted to the governor by the boards of directors of recognized nursing home associations. The association whose membership is greatest shall submit the first list and associations with proportionately fewer members shall submit lists in their respective turns. Any vacancy occurring in the position of an appointive member shall be filled by the governor for the unexpired term from a list of three names submitted to the governor by the board of directors of the recognized nursing home association whose turn is due. Appointive members may be removed by the governor for cause after due notice and hearing. Initial appointments of members representing nursing home administrators shall be limited to persons who are approved by the commissioner of public health as "administrators" and who are serving in such capacity on the effective date of this Act and who have been administrators for at least five years, as such term is defined by this Act. After initial appointments have been made, no administrator shall be eligible for appointment as a member unless licensed as a nursing home administrator.

2. Page 3, line 22, strike the word "immediately".

3. Page 3, line 22, insert after the word "administrator" the words "or equivalent experience in other health care facilities".

4. Page 3, line 22, strike the word "two" and insert in lieu thereof the word "three".

5. Page 3, line 24, strike the word "temporary".

6. Page 3, line 25, strike the comma after the word "fee" and insert in lieu thereof a period.

7. Page 3, strike the remainder of line 25 after the word "fee" and all of lines 26, through 29.

8. Page 5, add to Section 10, subsection 3, the following:

"The board may also accept the voluntary surrender of such license without necessity of a hearing. In the event of the inability of the regular administrator of a nursing home to perform his duties or through death or other cause the nursing home is without a licensed administrator, a provisional administrator may be appointed on a temporary basis by the nursing home owner or owners, to perform such duties for a period not to exceed six months or the nursing home board or owner show just cause why extension in excess of this is necessary."

9. Page 6, by striking all after the word "board" in line 14, all of lines 15, 16, and 17 and through the word "board" in line 18, and inserting in lieu thereof a period.

Senator O'Malley asked and received unanimous consent to withdraw the amendment filed by Senators O'Malley, et al., on April 8, 1970, and found on page 1306 of the Senate Journal.

Senator Glenn asked and received unanimous consent to withdraw the amendment to the O'Malley amendment of April 8, 1970, filed by him on April 9, 1970, and found on page 1341 of the Senate Journal.

Senator O'Malley offered the following amendment to the House amendment filed by Senators O'Malley, et al.:

Amend the House amendment to Senate File 456 as follows:

1. By striking lines 3 through 65 of the House amendment to Senate File 456 and substituting in lieu thereof the following:

"1. Page 1, by striking line 25, and page 2, by striking lines 1 through 13 inclusive and inserting in lieu thereof the following:

Sec. 3. Composition of the board. There is hereby created a state board of examiners for nursing home administrators which shall consist of nine members appointed as follows:

1. Six members shall be nursing home administrators, at least one of whom shall be an administrator of a nonproprietary nursing home, chosen by the governor from lists of three or more persons nominated for each such appointment by the professional nursing home associations in the state.

2. One hospital administrator.

3. One physician and surgeon, or osteopathic physician and surgeon.

4. One pharmacist, registered nurse, or person active in or who has had experience in an educational program in nursing home administration or in a related health care field, at a university or college.

Senator Glenn offered the following amendment to the amendment:

Amend the O'Malley, et al., amendment to the House amendment to Senate File 456, filed April 9, 1970, as follows:

1. Line 13, by striking the word "Six" and inserting in lieu thereof the word "Three".

2. Line 22, by striking the comma (,) after the word "pharmacist" and inserting in lieu thereof the word "or", and by striking the comma (,) after the word "nurse" and inserting a period (.) in lieu thereof.

3. Lines 22 and 23, by striking the words "or person active in or who has" and by inserting in lieu thereof the words "5. Three

persons who have", by striking the period (.) in line 25, and inserting a comma (,) in lieu thereof, and by adding the following words thereafter: "none of whom shall be employed by a nursing home or have any financial interest or holding in any type of nursing home."

Senator Glenn moved the adoption of the amendment to the amendment and requested a roll call.

On the question "Shall the Glenn amendment to the O'Malley amendment be adopted?" (S.F. 456) the vote was:

Ayes, 8:

Frommelt	Glenn	Orr	Shirley
Gaudineer	Kosek	Palmer	Weimer

Nays, 50:

Anderson	DeKoster	Laverty	Potter
Arbuckle	Denman	Leonard	Rabedeaux
Balloun	Erskine	Lucken	Reichardt
Bass	Frey	Messerly	Rigler
Bortell	Gilley	Mogged	Schaben
Briles	Griffin	Mowry	Shaff
Brownlee	Hill	Neu	Smith
Clarke	Hougen	Nicholson	Stephens
Coleman	Keith	Ollenburg	Sullivan
Conklin	Klink	O'Malley	Thordsen
Curran	Kyhl	Parker	Van Gilst
Davis	Lamborn	Potgeter	Walsh
DeHart	Lange		

Absent or not voting, 3:

Dodds	Doderer	McGill
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The amendment to the amendment lost.

Senator Gaudineer asked and received unanimous consent to withdraw the amendment filed by him on April 9, 1970, and found on page 1341 of the Senate Journal.

Consideration of Senate File 456 was deferred temporarily.

President Jepsen took the chair at 11:36 a.m.

PRESENTATION OF GIFTS

Senator Kyhl rose on a point of personal privilege and requested that the following Senators be escorted to the rostrum where they were presented with silver trays on behalf of the Senate in appreciation of their service during the Sixty-third General Assembly:

President pro tempore Lange, escorted by Senator Coleman;

Senator Rigler, Majority Floor Leader, escorted by Senator O'Malley;

Senator Frommelt, Minority Floor Leader, escorted by Senator Lucken.

Senator Stephens appeared on the rostrum and presented a silver coffee service and tray to Lieutenant Governor Jepsen on behalf of the Senate, in appreciation of his leadership as presiding officer.

Senator Rigler was further honored by the Senate secretaries, who presented him with a resolution urging him to reconsider his decision not to be a candidate for reelection to the Senate.

ADOPTION OF HOUSE CONCURRENT RESOLUTION 138

Senator Kyhl called up for consideration the following resolution and moved its adoption :

HOUSE CONCURRENT RESOLUTION 138

Whereas, the House of Representatives and the Senate were authorized to employ pages during the legislative session; and

Whereas, the pages of the House of Representatives and the Senate have performed their duties and responsibilities in a competent and enthusiastic manner during the Sixty-third General Assembly, Second Session; and

Whereas, the members of the House of Representatives and the Senate appreciate the excellent service provided by the pages; *Now, Therefore,*

Be It Resolved by the House, the Senate Concurring, That the Chief Clerk of the House of Representatives and the Secretary of the Senate on behalf of the members of the Sixty-third General Assembly, Second Session, are directed to prepare a Certificate of Service for each page commending them for the excellent performance of the tasks assigned; and

Be It Further Resolved, That such Certificate of Service and a copy of this concurrent resolution be presented to each page of the House of Representatives and the Senate by the Speaker of the House and the President of the Senate.

The motion prevailed and the resolution was adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Mogged, from the joint committee on enrolled bills, submitted the following report and moved its adoption :

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Joint Resolution 1005; Senate Files 58, 594, 1168, 1203 and 1307.

CHARLES G. MOGGED
Chairman, Senate Committee
ELIZABETH SHAW
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: Senate Joint Resolution 1005; Senate Files 58, 594, 1168, 1203 and 1307.

RESOLUTION SENT TO THE SECRETARY OF STATE

Senator Mogged, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has on this 10th day of April, 1970, sent to the Secretary of State for deposit: Senate Joint Resolution 1005.

CHARLES G. MOGGED, Chairman

Passed on file.

BILLS SENT TO THE GOVERNOR

Senator Mogged, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has on this 10th day of April, 1970, sent to the Governor for his approval: Senate Files 58, 594, 1168, 1203 and 1307.

CHARLES G. MOGGED, Chairman

Passed on file.

MOTION TO RECONSIDER

House File 499

Senator O'Malley moved to reconsider the vote by which the Senate insisted on its amendment to House File 499, which motion prevailed.

Senator O'Malley moved that the Senate recede from its amendment to House File 499, which motion prevailed.

Senator O'Malley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 499) the vote was:

Ayes, 56:

Anderson	Curran	Gaudineer	Kyhl
Arbuckle	Davis	Gilley	Lamborn
Bass	DeHart	Glenn	Lange
Bortell	DeKoster	Griffin	Laverty
Briles	Denman	Hill	Leonard
Brownlee	Doderer	Hougen	Messerly
Clarke	Erskine	Keith	Mogged
Coleman	Frey	Klink	Mowry
Conklin	Frommelt	Kosek	Neu

Nicholson	Parker	Rigler	Sullivan
Ollenburg	Potgeter	Shaff	Thordsen
O'Malley	Potter	Shirley	Van Gilst
Orr	Rabedeaux	Smith	Walsh
Palmer	Reichardt	Stephens	Weimer

Nays, 1:

Balloun

Voting present, 1:

Lucken

Absent or not voting, 3:

Dodds

McGill

Schaben

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Rigler, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President pro tempore Lange presiding.

Senate File 456

The Senate resumed consideration of Senate File 456 and the O'Malley, et al., amendment to the House amendment.

Senator Doderer offered the following amendment to the amendment and moved its adoption:

Amend the O'Malley, et al., amendment, filed April 9, 1970, to the House amendment to Senate File 456, line 3, by striking the figure "65" and inserting in lieu thereof the figure and word "68, inclusive".

The amendment to the amendment was adopted.

Senator Mowry requested a roll call to ascertain if a quorum were present.

Roll call revealed a quorum present.

On motion of Senator O'Malley, the amendment to the amendment as amended was adopted.

Senator O'Malley moved that the Senate concur in the House amendment as amended.

The motion prevailed and the Senate concurred in the House amendment as amended.

Senator O'Malley moved that the bill as amended by the House, further amended by the Senate, and concurred in by the Senate be

read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 456) the vote was:

Ayes, 41:

Anderson	DeHart	Lange	Potter
Arbuckle	Frey	Leonard	Rabedeaux
Balloun	Frommelt	Lucken	Reichardt
Bass	Griffin	Messerly	Rigler
Bortell	Hougen	Mogged	Shirley
Brownlee	Keith	Mowry	Smith
Clarke	Klink	Nicholson	Stephens
Coleman	Kosek	O'Malley	Sullivan
Conklin	Kyhl	Parker	Van Gilst
Curran	Lamborn	Potgeter	Walsh
Davis			

Nays, 4:

Doderer	Gilley	Glenn	Orr
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Absent or not voting, 16:

Briles	Erskine	McGill	Schaben
DeKoster	Gaudineer	Neu	Shaff
Denman	Hill	Ollenburg	Thompson
Dodds	Laverty	Palmer	Weimer

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

ADOPTION OF SENATE CONCURRENT RESOLUTION 125

Senate Rigler called up for consideration the following resolution:

SENATE CONCURRENT RESOLUTION 125

By Rigler

Be It Resolved by the Senate, the House Concurring: That the Sixty-third General Assembly adjourn sine die at five o'clock p.m., Friday, April 10, 1970.

Senator Rigler offered the following amendment and moved its adoption:

Amend Senate Concurrent Resolution 125, line 3, by striking "**Friday, April 10**" and inserting in lieu thereof the following: "**Wednesday, April 15**".

The amendment was adopted.

On motion of Senator Rigler, the resolution as amended was adopted.

HOUSE AMENDMENT CONSIDERED

Senate File 1278

Senator Frommelt called up for consideration Senate File 1278,

a bill for an act relating to the homestead tax credit, amended by the House, and moved that the Senate refuse to concur in the following amendment:

Amend Senate File 1278, as amended and passed by the Senate, as follows:

1. Page 1, line 13, by inserting after the word "age" the words "or is totally disabled".
2. Page 1, line 14, by inserting after the word "his" the word "Iowa".
3. Page 1, line 18, by striking the words "if any" and inserting in lieu thereof the words "brother, sister, son, daughter, if any, living with the claimant".
4. Page 1, by striking everything after the comma in line 20 and all of lines 21 through 25, and by striking lines 1 through 15, on page 2, and inserting in lieu thereof the following:

"there shall be credited by the county auditor on such owner's eligible homestead, an amount equal to but not exceeding the amount calculated as provided in section four hundred twenty-five point one (425.1) of the Code."

5. Page 2, line 22, by inserting after the word "age" the words "or total disability".
6. Page 2, line 23, by inserting after the word "file" the words "on a form to be provided by the director of revenue".
7. Page 2, line 25, by inserting after the word "age" the words "or totally disabled".
8. Page 2, line 28, by inserting after the word "His" the word "Iowa".
9. Page 3, line 22, by inserting after the word "age" the words "or is totally disabled".

Roll call was requested.

On the question "Shall the Senate refuse to concur in the House amendment?" (S.F. 1278) the vote was:

Rule 24 was invoked.

Ayes, 13:

Coleman	Glenn	Orr	Shirley
Doderer	Kosek	Reichardt	Van Gilst
Erskine	O'Malley	Schaben	Weimer
Frommelt			

Nays, 37:

Anderson	Davis	Lamborn	Parker
Arbuckle	DeHart	Lange	Potgater
Balloun	Frey	Laverty	Potter
Bass	Gilley	Lucken	Rabedeaux
Bortell	Griffin	Messerly	Rigler
Briles	Hougen	Mogged	Smith
Brownlee	Keith	Mowry	Stephens
Clarke	Klink	Neu	Sullivan
Conklin	Kyhl	Nicholson	Thordsen
Curran			

Absent or not voting, 11:

DeKoster	Gaudineer	McGill	Shaff
Denman	Hill	Ollenburg	Walsh
Dodds	Leonard	Palmer	

The motion lost and the Senate concurred in the House amendment.

Senator Frommelt moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1278) the vote was:

Ayes, 45:

Anderson	DeHart	Kyhl	Parker
Arbuckle	Doderer	Lamborn	Potgeter
Balloun	Erskine	Lange	Potter
Bass	Frey	Laverty	Reichardt
Bortell	Gilley	Lucken	Rigler
Briles	Glenn	Messerly	Shirley
Brownlee	Griffin	Mogged	Smith
Clarke	Hougen	Mowry	Stephens
Coleman	Keith	Neu	Sullivan
Conklin	Klink	Nicholson	Thordsen
Curran	Kosek	O'Malley	Weimer
Davis			

Nays, 3:

Frommelt	Orr	Van Gilst
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Absent or not voting, 13:

DeKoster	Hill	Ollenburg	Schaben
Denman	Leonard	Palmer	Shaff
Dodds	McGill	Rabedeaux	Walsh
Gaudineer			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

UNFINISHED BUSINESS

Senate File 571

On motion of Senator Kosek, Senate File 571, a bill for an act to make all employees of county welfare departments employees of the Iowa department of social services and to insure that such employees are entitled to the same fringe benefits as employees of the Iowa department of social services, was taken up for further consideration.

The Senate resumed consideration of the committee amendment.

Senator Potgeter offered the following amendment to the amendment:

Amend the social services committee amendment to Senate File 571, line 18, by adding after the period the following sentence:

"Employees of the county boards of social welfare shall be subject to the provisions of chapter ninety-five (95), Acts of the Sixty-second General Assembly."

President Jepsen took the chair at 2:45 p.m.

Senator Sullivan moved that Senate File 571 be laid on the table.

Roll call was requested.

On the question "Shall the motion to table be adopted?" (S.F. 571) the vote was:

Ayes, 14:

Bass	Denman	Lamborn	Nicholson
Bortell	Erskine	Mogged	Sullivan
Briles	Gilley	Mowry	Thordsen
Conklin	Hougen		

Nays, 32:

Arbuckle	Frommelt	Lucken	Rabedeaux
Balloun	Gaudineer	Neu	Reichardt
Brownlee	Glenn	O'Malley	Rigler
Clarke	Griffin	Orr	Schaben
Davis	Keith	Palmer	Shirley
DeHart	Kosek	Parker	Smith
Doderer	Kyhl	Potgeter	Stephens
Frey	Lange	Potter	Van Gilst

Absent or not voting, 15:

Anderson	Dodds	Leonard	Shaff
Coleman	Hill	McGill	Walsh
Curran	Klink	Messerly	Weimer
DeKoster	Laverty	Ollenburg	

The motion lost.

Senator Denman took the chair at 3:05 p.m.

Senator Potgeter asked and received unanimous consent to withdraw his amendment.

Senator Frey moved to reconsider the vote by which the following amendment to the amendment by Senators Potgeter and Sullivan was adopted on April 7, 1970:

- 1 Amend the social services committee amendment to
- 2 Senate File 571, filed February 18, 1970, by striking all
- 3 of lines 9 and 10 and inserting in lieu thereof the
- 4 following: "The county board shall employ a county
- 5 director, subject to the approval of the department of
- 6 social services."

Division was called for.

The motion prevailed and the amendment to the amendment was reconsidered.

Senator Potgeter moved the adoption of the amendment to the amendment.

The amendment lost.

On motion of Senator Kosek, the committee amendment was adopted.

Senator Kosek moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 571) the vote was:

Rule 24 was invoked.

Ayes, 34:

Arbuckle	Frey	Neu	Schaben
Balloun	Frommelt	O'Malley	Shirley
Brownlee	Gaudineer	Orr	Smith
Clarke	Glenn	Palmer	Stephens
Coleman	Griffin	Parker	Sullivan
Davis	Kosek	Rabedeaux	Van Gilst
DeKoster	Lange	Reichardt	Walsh
Denman	Laverty	Rigler	Weimer
Doderer	Lucken		

Nays, 20:

Bass	DeHart	Klink	Mowry
Bortell	Erskine	Kyhl	Nicholson
Briles	Griffey	Lamborn	Potgeter
Conklin	Hougen	Messerly	Potter
Curran	Keith	Mogged	Thordsen

Absent or not voting, 7:

Anderson	Hill	McGill	Shaff
Dodds	Leonard	Ollenburg	

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Kosek asked and received unanimous consent that **Senate File 571** be immediately messaged to the House, which request was complied with.

Senate File 1289

On motion of Senator Arbuckle, Senate File 1289, a bill for an act authorizing counties to cooperate with federal programs, was taken up for further consideration.

Senator Briles moved to reconsider the vote by which the following amendment by Senator Anderson was adopted on April 7, 1970:

Amend Senate File 1289 by striking everything after the enacting clause and inserting in lieu thereof the following:

Section 1. Section three hundred thirty-two point three (332.3), Code 1966, as amended by chapter two hundred ninety-

two (292), section one (1), and chapter two hundred ninety-three (293), section one (1), Acts of the Sixty-second General Assembly, is hereby further amended by adding the following subsection:

"To appropriate funds from the general fund to match any grant to the county under any state or federal program for the study, control and suppression of crime."

The motion prevailed and the amendment was reconsidered.

Senator Thordsen offered the following amendment to the amendment by Senators Thordsen and Anderson:

Amend the Anderson amendment to Senate File 1289, filed April 6, 1970, as follows:

1. By striking line 11 and inserting in lieu thereof the following words: "purpose of matching funds available to such county from federal programs including, but not limited to, crime control, public health, civil defense, highway safety, juvenile delinquency, narcotics control and pollution."

2. By adding after line 11 the following new section: "Section twenty-four point six (24.6), Code 1966, is amended by inserting after the period in line twenty-one (21) the following words:

"Approval may be granted by the state board upon an application approved by a two-thirds vote of the board of supervisors of a county to use this fund for the purpose of matching funds available to such county from federal programs including, but not limited to, crime control, public health, civil defense, highway safety, juvenile delinquency, narcotics control and pollution."

On motion of Senator Thordsen, the amendment to the amendment was adopted.

On motion of Senator Thordsen, the amendment as amended was adopted.

Senator Arbuckle moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1289) the vote was:

Ayes, 42:

Anderson	Denman	Laverty	Potgeter
Arbuckle	Frey	Lucken	Potter
Bortell	Frommelt	Messerly	Rabedeaux
Briles	Gaudineer	Mogged	Reichardt
Brownlee	Gilley	Neu	Rigler
Clarke	Glenn	Nicholson	Schaben
Coleman	Griffin	O'Malley	Shirley
Conklin	Keith	Orr	Smith
Currin	Klink	Palmer	Thordsen
Davis	Kyhl	Parker	Van Gilst
DeHart	Lange		

Nays, 5:

Balloun Bass	Hougen	Mowry	Sullivan
Absent or not voting, 14:			
DeKoster	Hill	McGill	Stephens
Dodds	Kosek	Ollenburg	Walsh
Doderer	Lamborn	Shaff	Weimer
Erskine	Leonard		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up for consideration House File 1364.

House File 1364

On motion of Senator Mowry, House File 1364, a bill for an act to make appropriations to the appointive members of the capitol planning commission for per diem compensation for services rendered, was taken up and considered.

Senator Mowry moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1364) the vote was:

Ayes, 48:

Arbuckle	Erskine	Lamborn	Parker
Balloun	Frey	Lange	Potgeter
Bass	Frommelt	Laverty	Potter
Bortell	Gaudineer	Lucken	Rabedaux
Briles	Gilley	Messerly	Reichardt
Brownlee	Glenn	Mogged	Rigler
Conklin	Griffin	Mowry	Schaben
Curran	Hougen	Neu	Shirley
Davis	Keith	Nicholson	Smith
DeHart	Klink	O'Malley	Sullivan
Denman	Kosek	Orr	Thordsen
Doderer	Kyhl	Palmer	Van Gilst

Nays, none.

Voting present, 1:

Clarke

Absent or not voting, 12:

Anderson	Dodds	McGill	Stephens
Coleman	Hill	Ollenburg	Walsh
DeKoster	Leonard	Shaff	Weimer

The bill having received a constitutional and two-thirds majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up for consideration House File 1365.

House File 1365

On motion of Senator Curran, House File 1365, a bill for an act making an appropriation for use in employing personnel and other expenses for inspection of moisture-measuring devices, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Coleman took the chair at 4:08 p.m.

Senator Curran moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1365) the vote was:

Rule 24 was invoked.

Ayes, 35:

Arbuckle	Erskine	Lange	Potgeter
Bass	Frey	Laverty	Potter
Bortell	Gilley	Lucken	Rabedeaux
Briles	Hougen	Messerly	Rigler
Brownlee	Keith	Mogged	Schaben
Clarke	Klink	Mowry	Smith
Curran	Kosek	Neu	Stephens
Davis	Kyhl	Nicholson	Van Gilst
DeHart	Lamborn	Parker	

Nays, 15:

Balloun	Doderer	Griffin	Reichardt
Coleman	Frommelt	O'Malley	Sullivan
Conklin	Gaudineer	Orr	Walsh
Denman	Glenn	Palmer	

Absent or not voting, 11:

Anderson	Hill	Ollenburg	Thordsen
DeKoster	Leonard	Shaff	Weimer
Dodds	McGill	Shirley	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Curran moved that the vote by which **House File 1365** passed the Senate be reconsidered and the motion to reconsider be laid on the table.

Roll call was requested.

On the question "Shall the motion to reconsider be laid on the table?" (H.F. 1365) the vote was:

Ayes, 37:

Arbuckle	Frey	Laverty	Potgeter
Bass	Gilley	Lucken	Potter
Bortell	Hougen	Messery	Rabedaux
Briles	Keith	Mogged	Rigler
Brownlee	Klink	Mowry	Smith
Clarke	Kosek	Neu	Stephens
Curran	Kyhl	Nicholson	Sullivan
Davis	Lamborn	Ollenburg	Van Gilst
DeHart	Lange	Parker	Walsh
Erskine			

Nays, 14:

Balloun	Doderer	Griffin	Palmer
Coleman	Frommelt	O'Malley	Reichardt
Conklin	Gaudineer	Orr	Schaben
Denman	Glenn		

Absent or not voting, 10:

Anderson	Hill	Shaff	Thordsen
DeKoster	Leonard	Shirley	Weimer
Dodds	McGill		

The motion prevailed.

House File 1358

On motion of Senator Lamborn, House File 1358, a bill for an act making an appropriation to the state highway commission from the primary road fund for the purpose of making payments for expenses incurred in administering the merit system, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Lamborn offered the following amendment filed by Senators Lamborn and Mogged:

Amend House File 1358 by inserting after line 15 the following new section:

Sec. 3. Chapter ninety-five (95), section three (3), Acts of the Sixty-second General Assembly, as amended by chapter seventy-nine (79), sections five (5), six (6), and seven (7), and chapter eighty-three (83), section four (4), and chapter one hundred fifty-two (152), section seventeen (17), Acts of the Sixty-third General Assembly, First Session, is hereby further amended as follows:

1. By inserting after line forty (40) the following new subsection:

"Persons employed by the state highway commission."

2. By renumbering the remaining subsection.

Senator Balloun raised a point of order on the amendment for the reason that it was not germane to the bill.

The Chair ruled the point well taken and the amendment out of order.

Senator Lamborn moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1358) the vote was:

Ayes, 50:

Anderson	Frey	Lange	Potgeter
Arbuckle	Fronmelt	Laverty	Potter
Balloun	Gaudineer	Lucken	Rabedeaux
Bass	Gilley	Messerly	Rigler
Bortell	Glenn	Mowry	Schaben
Briles	Griffin	Neu	Shirley
Brownlee	Hill	Nicholson	Smith
Clarke	Hougen	Ollenburg	Stephens
Coleman	Keith	O'Malley	Sullivan
Conklin	Klink	Orr	Thordsen
Curran	Kosek	Palmer	Van Gilst
DeKoster	Kyhl	Parker	Walsh
Erskine	Lamborn		

Nays, 2:

DeHart Mogged

Absent or not voting, 9:

Davis	Doderer	McGill	Shaff
Denman	Leonard	Reichardt	Weimer
Dodds			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

UNFINISHED BUSINESS

Senate File 382

On motion of Senator Lamborn, Senate File 382, a bill for an act relating to interest rates on certain special assessments, interim financing warrants and drainage assessments and bonds payable from assessments, was taken up for further consideration.

Senator Kosek asked and received unanimous consent to withdraw the amendment filed by him on April 6, 1970, and found on page 1250 of the Senate Journal.

Senator Kosek asked and received unanimous consent to withdraw the amendment filed by Senators Kosek and Walsh on March 26, 1970, and found on page 1085 of the Senate Journal.

Senator Kosek asked and received unanimous consent to withdraw the committee amendment found on pages 1055-1057, inclusive, of the Senate Journal.

Senator Lange asked and received unanimous consent to withdraw the amendment filed by him on April 9, 1970, and found on page 1340 of the Senate Journal.

Senator Gaudineer offered the following amendment:

Amend Senate File 382 as follows:

1. By striking everything after the enacting clause and inserting in lieu thereof the following:

Section 1. Acts of the Sixty-third General Assembly, First Session, chapter eighty-seven (87), is hereby amended as follows:

1. Section one (1), line three (3), by striking the word "six" and inserting in lieu thereof the word "seven".
2. Section two (2), line three (3), by striking the word "six" and inserting in lieu thereof the word "seven".
3. Section three (3), line three (3), by striking the word "six" and inserting in lieu thereof the word "seven".
4. Section four (4), line three (3), by striking the word "six" and inserting in lieu thereof the word "seven".
5. Section six (6), line three (3), by striking the word "six" and inserting in lieu thereof the word "seven".
6. Section seven (7), line four (4), by striking the word "six" and inserting in lieu thereof the word "seven".
7. Section eight (8), line three (3), by striking the word "six" and inserting in lieu thereof the word "seven".
8. Section nine (9), line three (3), by striking the word "six" and inserting in lieu thereof the word "seven".
9. Section ten (10), line three (3), by striking the word "six" and inserting in lieu thereof the word "seven".
10. Section eleven (11), line three (3), by striking the word "six" and inserting in lieu thereof the word "seven".
11. Section twelve (12), line three (3), by striking the word "six" and inserting in lieu thereof the word "seven".
12. Section thirteen (13), line three (3), by striking the word "six" and inserting in lieu thereof the word "seven".
13. Section fifteen (15), line five (5), by striking the word "six" and inserting in lieu thereof the word "seven".
14. Section sixteen (16), line three (3), by striking the word "six" and inserting in lieu thereof the word "seven".
15. Section seventeen (17), line three (3), by striking the word "six" and inserting in lieu thereof the word "seven".
16. Section eighteen (18), line three (3), by striking the word "six" and inserting in lieu thereof the word "seven".
17. Section nineteen (19), line three (3), by striking the word "six" and inserting in lieu thereof the word "seven".
18. Section twenty (20), line three (3), by striking the word "six" and inserting in lieu thereof the word "seven".
19. Section twenty-four (24), line three (3), by striking the word "six" and inserting in lieu thereof the word "seven".
20. Section twenty-seven (27), line three (3), by striking the word "six" and inserting in lieu thereof the word "seven".
21. Section twenty-eight (28), line three (3), by striking the word "six" and inserting in lieu thereof the word "seven".
22. Section thirty (30), line three (3), by striking the word "six" and inserting in lieu thereof the word "seven".
23. Section thirty-one (31), line three (3), by striking the word "six" and inserting in lieu thereof the word "seven".
24. Section thirty-two (32), line three (3), by striking

the word "six" and inserting in lieu thereof the word "seven".

25. Section thirty-three (33), line three (3), by striking the word "six" and inserting in lieu thereof the word "seven".

26. Section thirty-four (34), line five (5), by striking the word "six" and inserting in lieu thereof the word "seven".

27. Section thirty-five (35), line four (4), by striking the word "six" and inserting in lieu thereof the word "seven".

28. Section thirty-six (36), line four (4), by striking the word "six" and inserting in lieu thereof the word "seven".

29. Section thirty-seven (37), line four (4), by striking the word "six" and inserting in lieu thereof the word "seven".

30. Section forty-one (41), line three (3), by striking the word "six" and inserting in lieu thereof the word "seven".

31. Section fifty-nine (59), line three (3), by striking the word "six" and inserting in lieu thereof the word "seven".

Sec. 2. Acts of the Sixty-third General Assembly, First Session, chapter ninety-six (96), section three (3), line four (4), amending section three hundred ninety-one A point twenty-two (391A.22), Code 1966, is hereby amended by striking the word "six" and inserting in lieu thereof the word "seven".

Sec. 3. Acts of the Sixty-third General Assembly, First Session, chapter two hundred thirty-six (236), line one hundred thirty-eight (138), is hereby amended by striking the word "six" and inserting in lieu thereof the word "seven".

Sec. 4. Acts of the Sixty-third General Assembly, First Session, chapter two hundred sixty (260), section twelve (12), amending section four hundred fifty-five point seventy-seven (455.77), Code 1966, is hereby amended by striking from line six (6), the word "five" and inserting in lieu thereof the word "seven".

Sec. 5. Acts of the Sixty-third General Assembly, First Session, chapter two hundred sixty (260), section nineteen (19), amending section four hundred fifty-five point two hundred twelve (455.212), Code 1966, is hereby amended as follows:

1. Line four (4), by striking the word "five" and inserting in lieu thereof the word "seven".

2. Line six (6), by striking the word "five" and inserting in lieu thereof the word "seven".

Sec. 6. Acts of the Sixty-third General Assembly, First Session, chapter two hundred sixty (260), section twenty (20), amending chapter four hundred fifty-five (455), Code 1966, is hereby amended by striking from line six (6) the word "five" and inserting in lieu thereof the word "seven".

Sec. 7. Section three hundred fifty-seven A point twelve (377A.12), Code 1966, is hereby amended by striking from line six (6) the word "five" and inserting in lieu thereof the word "seven".

Sec. 8. Section four hundred three A point thirteen (403A.13), Code 1966, is hereby amended by striking from line six (6) the word "six" and inserting in lieu thereof the word "seven".

Sec. 9. Section four hundred fifty-five point fifty-

seven (455.57), Code 1966, is hereby amended by striking from line seven (7) the word "five" and inserting in lieu thereof the word "seven".

Sec. 10. Section four hundred fifty-five point sixty-four (455.64), Code 1966, as amended by Acts of the Sixty-third General Assembly, First Session, chapter two hundred sixty (260), section eleven (11), is further amended as follows:

1. By striking from subsection one (1), line twelve (12), the word "five" and by inserting in lieu thereof the word "seven".

2. By striking from subsection two (2), line five (5), the word "five" and inserting in lieu thereof the word "seven".

Sec. 11. Section four hundred fifty-five point eighty-three (455.83), Code 1966, is hereby amended as follows:

1. By striking from line eight (8), the word "five" and inserting in lieu thereof the word "seven".

2. By striking from line fifteen (15), the word "five" and inserting in lieu thereof the word "seven".

2. Page 1, by striking from lines 1, 2, and 3 the words "on certain special assessments, interim financing warrants and drainage assessments and bonds payable from assessments".

Senator Lange offered the following amendment to the amendment and moved its adoption:

Amend the Gaudineer amendment, filed April 10, 1970, to Senaté File 382, by adding the following new section after section 11:

"This Act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Jackson Sentinel, a newspaper published in Maquoketa, Iowa, and in The Auburn Enterprise, a newspaper published in Auburn, Iowa."

The amendment to the amendment was adopted.

On motion of Senator Gaudineer, the amendment as amended was adopted.

Senator Lamborn moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 382) the vote was:
Ayes, 46:

Anderson	DeKoster	Kyhl	Palmer
Arbuckle	Demman	Lamborn	Parker
Balloun	Erskine	Lange	Potgieter
Bass	Frey	Laverty	Potter
Bortell	Frommelt	Messerly	Rigler
Briles	Gaudineer	Mowry	Shirley
Brownlee	Gilley	Neu	Smith
Clarke	Glenn	Nicholson	Stephens
Coleman	Hougen	Ollenburg	Thordsen
Conklin	Keith	O'Malley	Van Gilst
Curran	Klink	Orf	Watsh
Davis	Kosek		

Nays, 1:

Hill

Absent or not voting, 14:

DeHart	Leonard	Rabedeaux	Shaff
Dodds	Lucken	Reichardt	Sullivan
Doderer	McGill	Schaben	Weimer
Griffin	Mogged		

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

ADOPTION OF CONFERENCE COMMITTEE REPORT

Senate File 1181

Senator Kyhl called up for consideration the following report and moved its adoption:

REPORT OF CONFERENCE COMMITTEE (Senate File 1181)

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to consider the difference between the Senate and the House of Representatives on Senate File 1181, a bill for an act relating to driver license fees and their renewal, respectfully submit the following recommendations:

1. The Senate concur in amendments 1, 2, 3 and 4.

2. The House recede from amendment 5.

3. Amend amendment 6 by striking lines 1 and 2 and inserting in lieu thereof the following: "6. Page 2, by striking lines 27 through 35, and on page 3, all of lines 1 through 18 and insert the following:

Sec. 5. Chapter three hundred twenty-one (321), Code 1966, is hereby amended by adding the following new section thereto:

A resident of this state who is legally blind may apply to the department in the manner provided by law for a four-year operator's license. The department shall upon payment of the required fee issue such person an operator's license upon the usual license form as set forth in section three hundred twenty-one point one hundred eighty-nine (321.189) of the Code. However, such license shall not grant the person to whom it is issued the privilege to operate any motor vehicle, or to supervise another in such operation. It shall be plainly stamped across the face of such license that it is for identification only and that it is not valid for the operation of a motor vehicle. Such license shall be valid for the period of four years and be renewable as other operators' licenses. An applicant for an operator's license or renewal thereof pursuant to this Act, shall not be subject to or required to pass an examination as provided in sections three hundred twenty-one point one hundred eighty-six (321.186) and three hundred twenty-one point one hundred ninety-six (321.196) of the Code.

Sec. 6. Section three hundred twenty-one point one hundred ninety-one (321.191), Code 1966, is hereby amended by inserting in line five (5) after the word "dollars," the following:

The fee for an operator's license issued to a person who is legally blind shall be five dollars.

4. The Senate concur in amendments 7 and 8.
5. The House recede from amendments 9 and 10.
6. The Senate concur in amendment 11.

On the part of the House:

RUDY VAN DRIE, Chairman
T. R. ELLSWORTH
GEORGE N. PIERSON
ROBERT E. NEWTON

On the part of the Senate:

VERNON H. KYHL, Chairman
THOMAS J. FREY
J. HENRY LUCKEN
WILLIAM J. REICHARDT

The motion prevailed and the conference committee report and the recommendations and amendments contained therein were adopted.

Senator Kyhl moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1181) the vote was:

Ayes, 34:

Anderson
Arbuckle
Balloun
Bass
Bortell
Briles
Brownlee
Clarke
Curran

Davis
Erskine
Frey
Gilley
Hougen
Keith
Klink
Kosek
Kyhl

Lamborn
Lange
Laverty
Messerly
Mowry
Nicholson
Ollenburg
Parker

Potter
Rigler
Smith
Stephens
Sullivan
Thordsen
Van Gilst
Walsh

Nays, 13:

Coleman
Conklin
Frommelt
Gaudineer

Glenn
Hill
Neu

O'Malley
Orr
Palmer

Potgeter
Schaben
Shirley

Absent or not voting, 14:

DeHart
DeKoster
Denman
Dodds

Doderer
Griffin
Leonard
Lucken

McGill
Mogged
Rabedeaux

Reichardt
Shaff
Weimer

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has insisted on its amendment to the Senate amendment to:

House File 1198, a bill for an act relating to sale and use of pesticides, and requests a conference committee: Conferees on the part of the House are: the Representative from Adair-Madison, Mr. Varley; the Representative from Polk, Mr. Huff; the Representative from Cerro Gordo, Mr. Lawson; and the Representative from Webster, Mr. Cochran.

Also: That the Speaker of the House as appointed, on the part of the House, as members of the conference committee on:

Senate File 640, a bill for an act relating to school budget hearings, the following Representatives: Mr. Grassley of Butler, chairman; Mr. Stromer of Hancock, Mrs. Shaw of Scott and Mr. Schmeiser of Des Moines.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 124, providing that any governmental unit or agency establishing a sanitary landfill site shall comply with county zoning laws.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE CONCURRENT RESOLUTION 124

By Rodgers

Whereas, the cities of Iowa have abundant quantities of refuse, rubbish, and garbage; and

Whereas, the cities apparently have not respected county zoning laws and the will of the people to enjoy country living; *Now, Therefore*,

Be It Resolved by the House, the Senate Concurring, That it is the intent of the General Assembly of the State of Iowa that any governmental unit or agency establishing a sanitary landfill site shall comply with county zoning laws and shall obtain the consent of county governing bodies and agencies responsible for the control of environment.

BILL ASSIGNED TO COMMITTEE

President Jepsen announced the assignment of the following bill to committee:

H. F. 1339 Appropriations

SENATE CONCURRENT RESOLUTION 132

By DeKoster, Anderson, Conklin,
Mowry and Nicholson

Whereas, the Governor of the State of Iowa in a message to the Sixty-third General Assembly, Second Session, delivered on March 25, 1970, has called the attention of the General Assembly to rules and regulations apparently requiring additional staffing and has called for a moratorium on such rules; and

Whereas, the Superintendent of Public Instruction has indicated that he approves of such a moratorium until such time as the financial support of school becomes less burdensome;

Now, Therefore, Be It Resolved by the Senate, the House Concurring:

1. That the legislature specifically indicate its approval of the moratorium on rules which might require additional staffing;

2. That the legislature further urge the State Board of Public Instruction and local school boards to seek economies in the operation of the schools;

3. That the attention of the State Board of Public Instruction and of the local boards be directed particularly to the areas of efficient use of teachers and administrative personnel, the number and complexity of required reports, and the efficient operation of bus lines and other business operations

and whether such business operations could be performed by private contractors;

4. That the Secretary of the Senate and the Chief Clerk of the House, acting jointly, are directed to send a copy of this Resolution to presidents of the various public school boards and of the merged area and county school boards, to the administrators of each of the nonpublic schools, to the members of the State Board of Public Instruction and to the Superintendent of Public Instruction.

SENATE CONCURRENT RESOLUTION 133

By Rigler

Whereas, the Governor's Economy Committee has performed an outstanding job and in its report issued in February, 1970, has recommended administrative and legislative changes in the administration of Iowa state government, which changes when implemented could result in monetary savings to the state of millions of dollars; and

Whereas, there has not been sufficient time for the General Assembly to adequately consider the many recommendations of the Governor's Economy Committee; and

Whereas, recommendations made by knowledgeable and capable businessmen designed to save the state of Iowa millions of dollars through restructuring the administration of state government, if implemented, could release such moneys for the purpose of funding other vital state government programs; *Now, Therefore*,

Be It Resolved by the Senate, the House Concurring, That the Legislative Council, in cooperation with the Governor's office, be urged to provide methods whereby the recommendations of the Governor's Economy Committee may be prepared for timely consideration by the General Assembly meeting in the year 1971.

Be It Further Resolved, That the Legislative Council be urged to prepare a report of the actions and recommendations it may make in regard to presenting the recommendations of the Governor's Economy Committee to the first session of the Sixty-fourth General Assembly for its consideration, and such report may be accompanied by any proposed legislation designed to implement such actions and recommendations.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 9, 1970, the Governor had approved and transmitted to the Secretary of State the following bills:

- S. F. 585—Relating to a state criminalistics laboratory, a state medical examiner, county medical examiners, and the investigation unnatural deaths.
- H. F. 1—Relating to motor vehicle registration fees, and to the negotiation and execution of reciprocal, proration, and other agreements or declarations for fleet owners of commercial vehicles engaged in interstate commerce.
- H. F. 1103—Relating to the jurisdiction over roads and highways, to the budget of the state highway commission and to the expenditure of funds deposited in the primary road fund.

REASSIGNMENT OF BILL

The President of the Senate announced the reassignment of **House File 1283** from the committee on social services to the committee on **state government**.

APPOINTMENT OF CONFERENCE COMMITTEE

President Jepsen announced the appointment of the following conference committee on **House File 1198**, on the part of the Senate: Senators Clark, chairman; Curran, Rabedeaux and Van Gilst.

REPORT OF COMMITTEE

Senator Clarke submitted the following report:

MR. PRESIDENT: Your committee on state government, to which was referred **House File 595**, a bill for an act relating to the purchase of real estate by the state, begs leave to report it has had the same under consideration and recommends the same be amended as follows: and when so amended the bill do pass:

Amend House File 595, as amended and passed by the House, as follows:

1. Line 10, by striking the word "may" and by inserting in lieu thereof the word "shall".

2. By striking all of lines 11 through 14, inclusive, and by inserting in lieu thereof the words "only capital funds appropriated for that purpose. All state appropriated".

3. Line 18, by striking all after the word "itself" and all of lines 19 through 21, inclusive, and by inserting in lieu thereof the words "in rem, pursuant to chapter six hundred fifty-four (654) of the Code. In no event shall a deficiency judgment be entered or enforced against the state or the department making the purchase. The provisions of chapter six-hundred fifty-six (656) of the Code prescribing how a real estate contract may be forfeited shall, in no event, be applicable. In a foreclosure proceeding pursuant to this Act and chapter six hundred fifty-four (654) of the Code, the department making the purchase and the attorney general shall be the only defendants who need be named and such department and the attorney general may be served personally or by restricted certified mail. The department and the attorney general shall have thirty days from the date of completed service in which to appear."

HUGH H. CLARKE, Chairman

Ordered passed on file.

1 Amend the House amendment to Senate File 665, appearing
2 on pages 889 through 900, inclusive, of the Senate Journal
3 as follows:

4 1. By inserting after line 125 the following:

5 "If applicant had a prior address outside this county
6 the following information is required: My prior address
7 was in county, state of"

8 2. By striking from line 134 the word "Voter" and
9 inserting in lieu thereof the word "Applicant".

10 3. By inserting after line 161 the following:

11 "If applicant had a prior address outside this county
12 the following information is required: My prior address
13 was in county, state of"

14 4. By striking from line 170 the word "Voter" and
15 inserting in lieu thereof the word "Applicant".

HUGH H. CLARKE

1 Amend House Concurrent Resolution 135 as follows:

2 1. By striking the first paragraph and inserting in lieu thereof the
3 following paragraphs:

4 "Whereas, approximately 1,350 American servicemen,
5 including four Iowans who are known to be prisoners in North
6 Vietnam; and

7 *Whereas*, twenty to thirty Iowans who are reported missing
8 and may be held as prisoners in North Vietnam; and

9 *Whereas*, the government of North Vietnam has refused to
10 release the names of all the prisoners it holds; and

11 *Whereas*, some of these American prisoners have been held
12 captive for as long as five years; and"

13 2. By striking the sixth and seventh paragraphs and inserting in
14 lieu thereof the following paragraphs:

15 "*Be It Resolved by the House, the Senate Concurring,*

16 That the General Assembly of the State of Iowa urges the General
17 Assembly of the United Nations to intercede on behalf of the
18 American servicemen being held as prisoners of war by North
19 Vietnam and the National Liberation Front by insuring that
20 the tenets of fair and humane treatment, as expressed in the
21 Geneva Convention of 1949, are complied with by North Vietnam
22 and the National Liberation Front.

23 *Be It Further Resolved*, That copies of this resolution
24 be transmitted to the Secretary General of the United Nations, to
25 each of the 124 delegates to the United Nations representing
26 the 124 member nations, the President of the United States,
27 the Vice President of the United States, the Speaker of the
28 United States House of Representatives, the Chairman of the
29 House Foreign Affairs Committee, the Chairman of the Senate
30 Foreign Relations Committee, and to each member of the Congress
31 from the State of Iowa."

JOHN M. WALSH
WILLIAM F. DENMAN

1 Amend House File 1275, page 2, line 18, by striking
2 the word "ten" and inserting in lieu thereof the word
3 "five".

H. L. OLLENBURG

1 Amend House File 1275, page 2, by striking lines 2 through 12
2 and inserting in lieu thereof the following words:
3 "political subdivision's bank ledger statements covering the
4 first month of each such quarter together with all of the paid
5 checks or warrants posted thereon. Within five days after delivery
6 of the bank statements and paid checks or warrants the executive
7 officer and the administrative officer shall, jointly with an
8 officer of all banks in which the political subdivision has
9 funds on deposit, certify on forms prescribed by the auditor of
10 state that the treasurer's record of the amount of money on
11 deposit with the bank to the credit of the political subdivision
12 as of the end of the previous month is to the best of their
13 knowledge correct. The certification shall be".

ROBERT R. RIGLER

On motion of Senator Rigler, the Senate adjourned until 9:30
a.m., Monday, April 13, 1970.

JOURNAL OF THE SENATE

NINETY-SECOND DAY

SENATE CHAMBER,
DES MOINES, IOWA, MONDAY, APRIL 13, 1970.

The Senate met in regular session, President Jepsen presiding.

Prayer was offered by the Reverend Richard Watkins, pastor of the United Methodist Church, Belmond, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Friday, April 10, 1970, was approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Weimer for the day on request of Senator Doderer.

PETITIONS

The following petitions were presented and placed on file:

By Senator Lamborn, from thirty-five residents of Jones County in favor of college students voting in their college town.

By Senator Brownlee, at the request of Miss Eve Kelly, Fonda, Iowa, from one hundred fifty-five residents of Pocahontas County favoring election of State Board of Public Instruction and State Superintendent of Public Instruction.

DISTINGUISHED GUEST

Senator Curran rose on a point of personal privilege and presented to the Senate the Honorable William H. Nicholas, former Lieutenant Governor of Iowa and former member of the House of Representatives from Cerro Gordo County.

VISITORS

Five students from Grundy Center Community School, Grundy Center, Iowa, accompanied by their principal and sponsor.

Thirty-four students from Central-Dallas School, Minburn, Iowa, accompanied by Mrs. Souder and Mrs. Schomberg.

Fifty-seven students from North Linn Community School, Troy Mills, Iowa, accompanied by Mr. Oberbroeckling.

Thirty students from Garrigan-Algona High School, accompanied by Sister Eugene.

Five members of the government class from Manchester, Iowa, accompanied by their instructor, Donald L. Kimball, former member of the House of Representatives from Fayette County.

CONSIDERATION OF BILLS

House File 1275

On motion of Senator Briles, House File 1275, a bill for an act relating to deposits of public funds in banks, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted:

Senator Rigler offered the following amendment filed by him and moved its adoption:

Amend House File 1275, page 2, by striking lines 2 through 12 and inserting in lieu thereof the following words:

"political subdivision's bank ledger statements covering the first month of each such quarter together with all of the paid checks or warrants posted thereon. Within five days after delivery of the bank statements and paid checks or warrants the executive officer and the administrative officer shall, jointly with an officer of all banks in which the political subdivision has funds on deposit, certify on forms prescribed by the auditor of state that the treasurer's record of the amount of money on deposit with the bank to the credit of the political subdivision as of the end of the previous month is to the best of their knowledge correct. The certification shall be".

The amendment was adopted.

Senator Ollenburg offered the following amendment and moved its adoption:

Amend House File 1275, page 2, line 18, by striking the word "ten" and inserting in lieu thereof the word "five".

The amendment was adopted.

Senator Briles moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question: "Shall the bill pass?" (H.F. 1275) the vote was:

Ayes, 50:

Anderson
Arbuckle

Balloun
Bass

Bortell
Briles

Brownlee
Clarke

Coleman	Gilley	Leonard	Rabedeaux
Conklin	Glenn	Lucken	Rigler
Curran	Griffin	Mowry	Schaben
Davis	Hougen	Neu	Shaff
DeHart	Keith	O'Malley	Smith
Denman	Klink	Orr	Stephens
Dodds	Kosek	Palmer	Sullivan
Doderer	Kyhl	Parker	Thordsen
Erskine	Lamborn	Potgeter	Van Gilst
Frey	Lange	Potter	Walsh
Frommelt	Laverty		

Nays, none.

Absent or not voting, 11:

DeKoster	McGill	Nicholson	Shirley
Gaudineer	Messerly	Ollenburg	Weimer
Hill	Mogged	Reichardt	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 1318

On motion of Senator O'Malley, Senate File 1318, a bill for an act relating to payments to nursing homes and custodial homes, was taken up for further consideration.

Senator O'Malley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1318) the vote was:

Ayes, 52:

Arbuckle	Dodds	Lamborn	Potgeter
Balloun	Doderer	Lange	Potter
Bass	Erskine	Laverty	Rabedeaux
Bortell	Frey	Leonard	Reichardt
Briles	Frommelt	Lucken	Rigler
Brownlee	Gilley	Mowry	Schaben
Clarke	Glenn	Neu	Shaff
Coleman	Griffin	Nicholson	Smith
Conklin	Hougen	Ollenburg	Stephens
Curran	Keith	O'Malley	Sullivan
Davis	Klink	Orr	Thordsen
DeHart	Kosek	Palmer	Van Gilst
Denman	Kyhl	Parker	Walsh

Nays, none.

Absent or not voting, 9:

Anderson	Hill	Messerly	Shirley
DeKoster	McGill	Mogged	Weimer
Gaudineer			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

House File 719

On motion of Senator O'Malley, House File 719, a bill for an act

to grant immunity to certain defendants, and to eliminate certain notice provisions, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator O'Malley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 719) the vote was:

Ayes, 51:

Arbuckle	Dodds	Kyhl	Rabedeaux
Balloun	Doderer	Lamborn	Reichardt
Bass	Erskine	Lange	Rigler
Bortell	Frey	Laverty	Schaben
Briles	Frommelt	Leonard	Shaff
Brownlee	Gaudineer	Lucken	Shirley
Clarke	Gilley	Mowry	Smith
Coleman	Glenn	Neu	Stephens
Conklin	Griffin	O'Malley	Sullivan
Curran	Hougen	Orr	Thordsen
Davis	Keith	Parker	Van Gilst
DeHart	Klink	Potgeter	Walsh
Denman	Kosek	Potter	

Nays, none.

Absent or not voting, 10:

Anderson	McGill	Nicholson	Palmer
DeKoster	Messerly	Ollenburg	Weimer
Hill	Mogged		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

House File 1220

On motion of Senator Davis, House File 1220, a bill for an act relating to the regulation of surface mining, and making surface mines as well as underground mines subject to safety regulation by the department of mines and minerals, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

HOUSE FILE DEFERRED

Senator Rigler asked and received unanimous consent that further action on **House File 1220** be deferred and that the bill retain its place on the calendar.

CONSIDERATION OF BILLS

House File 1257

On motion of Senator Neu, House File 1257, a bill for an act

relating to claims against the state, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted;

Senator Neu moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1257) the vote was:

Ayes, 53:

Arbuckle	Doderer	Lamborn	Potter
Balloun	Erskine	Lange	Rabedaux
Bass	Frey	Laverty	Reichardt
Bortell	Frommelt	Leonard	Rigler
Briles	Gaudineer	Lucken	Schaben
Brownlee	Gilley	Messerly	Shaff
Clarke	Glenn	Mowry	Shirley
Coleman	Griffin	Neu	Smith
Conklin	Hougen	O'Malley	Stephens
Curran	Keith	Orr	Sullivan
Davis	Klink	Palmer	Thordson
DeHart	Kosek	Parker	Van Gilst
Denman	Kyhl	Potgeter	Walsh
Dodds			

Nays, none.

Absent or not voting, 8:

Anderson	Hill	Mogged	Ollenburg
DeKoster	McGill	Nicholson	Weimer

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

House File 1187

On motion of Senator Kyhl, House File 1187, a bill for an act relating to the administration of chemical tests for determining intoxication, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Kyhl moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1187) the vote was:

Ayes, 49:

Arbuckle	Davis	Keith	Mogged
Balloun	DeHart	Klink	Mowry
Bass	Denman	Kosek	Neu
Bortell	Dodds	Kyhl	Orr
Briles	Doderer	Lamborn	Parker
Brownlee	Erskine	Lange	Potgeter
Clarke	Frey	Laverty	Potter
Coleman	Gilley	Leonard	Rabedaux
Conklin	Glenn	Lucken	Reichardt
Curran	Griffin	Messerly	Rigler

Schaben	Shaff	Shirley	Stephens	Thordsen	Walsh
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Nays, 2:

Gaudineer	O'Malley
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Absent or not voting, 10:

Anderson	Hill	Nicholson	Palmer
DeKoster	Hougen	Ollenburg	Weimer
Frommelt	McGill		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

House File 1203

On motion of Senator Walsh, House File 1203, a bill for an act relating to maximum income for persons eligible for low-rent housing, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Walsh moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1203) the vote was:

Ayes, 52:

Arbuckle	Erskine	Lange	Potter
Balloun	Frey	Laverty	Rabodeaux
Bortell	Frommelt	Leonard	Reichardt
Briles	Gaudineer	Lucken	Rigler
Brownlee	Gilley	Messerly	Schaben
Clarke	Glenn	Mogged	Shaff
Coleman	Griffin	Mowry	Shirley
Conklin	Hougen	Neu	Smith
Curran	Keith	O'Malley	Stephens
Davis	Klink	Orr	Sullivan
Denman	Kosek	Palmer	Thordsen
Dodds	Kyhl	Parker	Van Gilst
Doderer	Lamborn	Potgeter	Walsh

Nays, 1:

DeHart

Absent or not voting, 8:

Anderson	DeKoster	McGill	Ollenburg
Bass	Hill	Nicholson	Weimer

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

SENATE FILE WITHDRAWN

Senator Walsh asked and received unanimous consent that **Senate File 1252** be withdrawn from further consideration of the Senate.

House File 1279

On motion of Senator Davis, House File 1279, a bill for an act to authorize student teaching and to establish the status and authority of student teachers, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Conklin asked and received unanimous consent to withdraw the amendment filed by her on April 8, 1970, and found on page 1307 of the Senate Journal.

Senator Conklin offered the following amendment and moved its adoption:

Amend House File 1279 by adding at the end the following new section:

Section two hundred seventy-seven point four (277.4), Code 1966, as amended by the Sixty-third General Assembly, Second Session, is further amended by striking from lines nine (9) and ten (10) the words " , except that in".

The amendment was adopted.

Consideration of House File 1279 was temporarily deferred.

House File 1346

On motion of Senator Kosek, House File 1346, a bill for an act relating to the furnishing of medical care and services to individuals and families whose income and resources are insufficient to meet the cost of necessary medical care and services, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Kosek offered the following amendment by Senators Kosek, et al.:

Amend House File 1346, page 6, by adding after line 5 the following:

"By inserting after line ninety-two (92) the following new subsection:

'Shall require that all licensed practitioners of the healing arts who provide care or treatment, and all persons who in the course of their business or professional pursuits provide medicine, drugs, or other health care supplies or appliances to any recipient shall furnish an itemized monthly statement for such services or goods to the recipient and to the county board where the recipient resides.'"

Consideration of House File 1346 was temporarily deferred.

The Senate stood at ease until the fall of the gavel.

siding.

On motion of Senator Rigler, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President pro tempore Lange presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has concurred in Senate amendment to and passed the following bill in which the concurrence of the House was asked:

House File 767, a bill for an act relating to temporary restrictions on weight of motor vehicles.

Also: That the House has adopted the conference committee report and the amendments contained therein and passed:

House File 1294, a bill for an act relating to the taxation of financial institutions.

Also: That the House has concurred in Senate amendment to and passed the following bill in which the concurrence of the House was asked:

House File 1322, a bill for an act relating to issuance of public warrants to cover deficiencies in a public fund.

Also: That the House has refused to concur in Senate amendment to House amendment to the following bill in which the concurrence of the House was asked:

Senate File 456, a bill for an act relating to licensing of nursing home administrators.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1101, a bill for an act specifically providing that cities and towns within outside boundaries of soil conservation district are a part of such district.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1111, a bill for an act relating to election precincts.

Also: That the House has receded from its amendments and passed the following bill in which the concurrence of the House was asked:

Senate File 1202, a bill for an act relating to the biennial appropriation of the higher education facilities commission.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1300, a bill for an act to amend Senate File 1088, Acts of the Sixty-third General Assembly, Second Session, to assure the right of protest and appeal of assessments.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1312, a bill for an act relating to the budgeting and financing of governmental programs.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1319, a bill for an act relating to licenses in the practice of medicine.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 143, providing for a joint Select Committee on Medicaid to further study and evaluate the administration and effectiveness of the Iowa Medicaid program, and submit report to Sixty-fourth General Assembly.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE CONCURRENT RESOLUTION 143

By Lipsky and Miller of Des Moines

Whereas, the Legislative Council in 1969 established the interim Medicaid Study Committee pursuant to House Concurrent Resolution 29, and this committee during the latter half of 1969 conducted a study of the eligibility, scope, costs, and administrative procedures of the Iowa Medicaid program; and,

Whereas, in their final report to the present session of the General Assembly the members of the Medicaid Study Committee not only recommended certain revisions in the state Medicaid law, but expressed the conviction that the committee had evidence of continuing legislative interest in this vital program and had thereby already contributed to better communications between the various groups involved, improved administrative procedures, and lower costs in the Medicaid program, and therefore recommended the continuation of a legislative Medicaid committee in the future; and,

Whereas, it appears that the Medicaid program will be in a state of continuing change to some degree for the next several years, and House File 1346—the legislation recommended by the Medicaid Study Committee and already passed by the House of Representatives—therefore embodies a concept of close and frequent communication between the General Assembly and the Department of Social Services with respect to the Medicaid program; *Now, Therefore*,

Be It Resolved by the House of Representatives, the Senate Concurring, that:

1. The Speaker of the House of Representatives and the President of the Senate are hereby empowered and requested to appoint a joint Select Committee on Medicaid consisting of an equal number, but not less than three, members of each house. It shall be the duty of the members of the committee so appointed to inform themselves regarding the Medicaid program in Iowa, to ascertain whether the intent of the General Assembly is being followed in the administration of the program, to request and obtain from the Department of Social Services and other sources such reports regarding the program as they deem necessary or desirable; to review and familiarize themselves with the general effect of any significant new or revised federal requirements affecting the Iowa Medicaid program,

ness of the Iowa Medicaid program. Upon the convening of the Sixty-fourth General Assembly, the Committee shall submit a report which shall include recommendations for any further revision in the Medicaid law which then appears necessary or desirable.

2. The Select Committee on Medicaid shall be authorized to meet not oftener than once each calendar month during the interim from the adjournment of the second session of the Sixty-third General Assembly to the convening of the Sixty-fourth General Assembly. Committee members shall receive forty dollars per diem, and shall be reimbursed for expenses incurred, for attending each such meeting. Per diem and expenses shall be paid committee members pursuant to chapter 69, section 14, Acts of the Sixty-third General Assembly, First Session.

HOUSE AMENDMENT TO SENATE FILE 1312

Amend Senate File 1312, as amended and passed by the Senate and reprinted, as follows:

1. Page 3, by striking lines 6 through 11, inclusive.
2. Page 3, line 22, by inserting after the word "by" the words "the state comptroller and".
3. Page 3, line 28, by inserting after the word "by" the words "the state comptroller and".
4. Page 5, line 5, by inserting after the word "station," the words "interceptor sewer,".
5. Page 5, line 7, by inserting after the word "wastes" the words ", which qualify for federal grants pursuant to the federal water pollution Act of 1956, as amended, or any other federal act or program".
6. Page 5, by striking lines 8 through 14, inclusive, and relettering the remaining paragraphs.
7. Page 5, line 18, by striking the word "sewer".
8. Page 5, line 19, by striking the words "systems and".
9. Page 5, line 20, by striking the words "systems and".
10. Page 5, line 25, by striking the words "systems and".
11. Page 5, line 27, by striking the words "sewer systems and".
12. Page 6, line 14, by striking the words "sewer systems or".
13. Page 6, by striking from lines 15, 16, and 17 the following: "(P. L. 84-660, 33 USC 446-466K) as amended, or pursuant to any other federal act or program" and inserting in lieu thereof the words "as amended".
14. Page 6, line 20, by striking the words "sewer systems or".
15. Page 9, line 29, by inserting after the word "shall" the words "establish and".
16. Page 9, line 32, by striking the word "anticipated".
17. Page 10, line 22, by inserting after the word "by" the words "the state comptroller and".
18. Page 10, by inserting after line 31 the following new sections:
 - A. Chapter two hundred forty-eight (248), section ten (10), Acts of the Sixty-third General Assembly, First Session, is

six (6) and inserting in lieu thereof the following:

"a. For a statewide community improvement program, special studies, technical services, and research projects relating to local affairs that would be beneficial to the entire state."

B. There is hereby established a fund to be known as the "renal disease fund". All moneys appropriated to and deposited in the renal disease fund are hereby appropriated for and shall be used by the state department of health in carrying out the purposes of this section.

1. Chapter one hundred thirty-five (135), Code 1966, is hereby amended by adding the following new sections:

a. The commissioner shall establish a program for the care and treatment of persons suffering from chronic renal diseases. This program shall assist persons suffering from chronic renal diseases who require lifesaving care and treatment for such renal disease, but who are unable to pay for such service on a continuing basis.

b. The commissioner shall appoint a renal disease advisory committee to consult with the department in the administration of this section. The committee shall be composed of eleven persons representing hospitals and medical schools which establish dialysis centers, voluntary agencies interested in kidney diseases, local public health agencies, physicians licensed to practice medicine in all of its branches, and the general public. Each member shall hold office for a term of four years and until his successor is appointed and qualifies, except that the terms of the members first taking office shall expire, as designated at the time of appointment, two at the end of the first year, three at the end of the second year, three at the end of the third year, and three at the end of the fourth year, after the date of appointment. Any person appointed to fill a vacancy occurring prior to the expiration of the term for which his predecessor was appointed shall be appointed for the remainder of such term. The committee shall meet as frequently as the commissioner deems necessary, but not less than once each year. The committee members shall receive no compensation but shall be reimbursed for actual expenses incurred in carrying out their duties as members of this committee.

c. The department shall:

(1) With the advice of the renal disease advisory committee, develop standards for determining eligibility for care and treatment under this program.

(2) Assist in the development and expansion of programs for the care and treatment of persons suffering from chronic renal diseases, including dialysis and other medical procedures and techniques which will have a lifesaving effect in the care and treatment of persons suffering from these diseases.

(3) Assist in the development of programs for the prevention of chronic renal diseases.

(4) Extend financial assistance to persons suffering

for such disease, including the renting of home dialysis equipment.

(5) Assist in equipping dialysis centers.

(6) Institute and carry on an educational program among physicians, hospitals, public health departments, and the public concerning chronic renal diseases, including the dissemination of information and the conducting of educational programs concerning the prevention of chronic renal diseases and the methods for the care and treatment of persons suffering from these diseases.

2. There is hereby appropriated to the state department of health from the general fund of the state the sum of five hundred (500) dollars to effect the purposes of this section.

C. Section four hundred twenty-seven point thirteen (427.13), subsection two (2), Code 1966, is hereby amended by inserting after the period in line two (2) the following:

"However, for the purposes of the personal property tax imposed on cattle, bovine females three years of age or older shall be exempt. Such cattle shall be assessed for each year to determine the tax credit such taxing district shall receive.

The tax credit shall be based upon the amount of taxes which are not collected because of the exemption granted in this section. The credit for the year 1970 and each year thereafter shall be one hundred percent of the taxes levied.

On or before January first of each year the auditor of each county shall prepare a statement listing for each taxing district in the county all bovine females three years of age or older upon which taxes shall not be collected due to the tax exemption granted in this section. The statement shall show the tax rates of the various taxing districts and the total amount of taxes which shall not be collected because of the tax exemption. The auditor shall certify and forward copies of the statement to the state comptroller and the director of revenue not later than January fifteenth of each year. The director of revenue shall compute the applicable tax credit each year and certify to the treasurer of state the amount due to each taxing district, which amount shall be the dollar amounts which would be payable if such cattle were taxed.

The amounts due each taxing district shall be paid in two equal payments by the treasurer of state on March fifteenth and September fifteenth of each year, drawn upon warrants payable to the respective county treasurers. The county treasurer shall pay the proceeds to the various taxing districts in the county.

In the event that the amount appropriated for reimbursement of the taxing districts is insufficient to pay in full the amounts due to each of the taxing districts, then the amount of each payment shall be reduced by the treasurer of state according to the ratio that the total amount of funds

- ROBERT R. RIGLER
- EDWARD E. NICHOLSON
- RICHARD L. STEPHENS
- J. HENRY LUCKEN
- W. R. RABEDAUX
- LESLIE C. KLINK
- S. J. BROWNLEE
- MARVIN W. SMITH
- CHESTER O. HOUGEN
- FLOYD GILLEY
- W. CHARLENE CONKLIN
- WILSON L. DAVIS
- ARTHUR A. NEUBAUER
- WAYNE D. KEITH
- JOHN L. MOWRY
- CHARLES K. SULLIVAN

The Chair directed the Secretary to call the roll.

Roll call revealed all members present with the exception of Senators Coleman, Curran and McGill.

Senator Rigler asked and received unanimous consent that the absent Senators be excused from the Call.

Senator Doderer moved the adoption of division 2 of her amendment to division 7 of the House amendment.

Roll call was requested.

On the question "Shall division 2 of the Doderer amendment be adopted?" (S.F. 1312) the vote was:

Ayes, 25:

Brownlee	Glenn	Orr	Schaben
Denman	Hill	Palmer	Shaff
Dodds	Lamborn	Parker	Shirley
Doderer	Leonard	Potgater	Van Gilat
Frey	Neu	Potter	Walsh
Frommelt	O'Malley	Reichardt	Weimer
Gaudineer			

Nays, 38:

Anderson	DeHart	Kosek	Nicholson
Arbuckle	DeKoster	Kyhl	Ollenburg
Balloun	Erskine	Lange	Rabedaux
Bass	Gilley	Laverty	Rigler
Bortell	Griffin	Lucken	Smith
Briles	Hougen	Messerly	Stephens
Clarke	Keith	Mogged	Sullivan
Conklin	Klink	Mowry	Thordsen
Davis			

Absent or not voting, 3:

Coleman Curran McGill

Division 2 of the Doderer amendment lost.

Senator Parker offered the following amendment filed by Senators Parker, et al., to division 7 of the House amendment:

Amend the House amendment to Senate File 1312, line 105, by striking the words and figure "five hundred (500)" and inserting in lieu thereof the words and figure "one hundred thousand (100,000)".

Senator Parker moved the adoption of the amendment to division 7 of the House amendment and requested a roll call.

On the question "Shall the Parker, et al., amendment to division 7 be adopted?" (S.F. 1312) the vote was:

Ayes, 27:

Davis	Glenn	Orr	Shaff
Denman	Hill	Palmer	Shirley
Dodds	Kosek	Parker	Smith
Doderer	Lamborn	Potgeter	Van Gilst
Frey	Leonard	Potter	Walsh
Frommelt	Neu	Reichardt	Weimer
Gaudineer	O'Malley	Schaben	

Nays, 31:

Anderson	Conklin	Klink	Nicholson
Arbuckle	DeHart	Kyhl	Ollenburg
Balloun	DeKoster	Lange	Rabedeaux
Bass	Erskine	Laverty	Rigler
Bortell	Gilley	Lucken	Stephens
Briles	Griffin	Messerly	Sullivan
Brownlee	Hougen	Mogged	Thordson
Clarke	Keith	Mowry	

Absent or not voting, 3:

Coleman Curran McGill

The amendment to division 7 lost.

Senator Messerly moved that the Senate concur in division 7 of the House amendment as amended.

Roll call was requested.

On the question "Shall the Senate concur in division 7 of the House amendment as amended?" (S.F. 1312) the vote was:

Ayes, 28:

Denman	Kosek	Palmer	Shaff
Dodds	Lamborn	Parker	Shirley
Doderer	Leonard	Potgeter	Van Gilst
Frommelt	Neu	Potter	Walsh
Gaudineer	O'Malley	Reichardt	Weimer
Glenn	Orr	Schaben	

Anderson	Davis	Keith	Nicholson
Arbuckle	DeHart	Klink	Ollenburg
Balloun	DeKoster	Kyhl	Rabedeaux
Bass	Erskine	Lange	Rigler
Bortell	Frey	Laverty	Smith
Briles	Gilley	Lucken	Stephens
Brownlee	Griffin	Messerly	Sullivan
Clarke	Hill	Mogged	Thordsen
Conklin	Hougen	Mowry	

Absent or not voting, 3:

Coleman	Curran	McGill
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The motion lost and the Senate refused to concur in division 7 as amended.

The Senate resumed consideration of division 6 of the House amendment.

Senator Gaudineer offered the following amendment filed by Senators Gaudineer and Frommelt to division 6:

Amend the House amendment to Senate File 1312, as amended and passed by the Senate and reprinted, by inserting the following after the period in line 42:

"The approval of the Legislative Council shall be obtained prior to the time any such program, study, service, or project is undertaken."

Senator Gaudineer moved the adoption of the amendment to division 6 of the House amendment.

Roll call was requested by Senator Frommelt.

On the question "Shall the amendment to division 6 be adopted?" (S.F. 1312) the vote was:

Ayes, 18:

Balloun	Gaudineer	Orr	Schaben
Denman	Glenn	Palmer	Shirley
Dodds	Hill	Parker	Van Gilst
Doderer	Kosek	Reichardt	Weimer
Frommelt	O'Malley		

Nays, 40:

Anderson	DeKoster	Lange	Potgeter
Arbuckle	Erskine	Laverty	Potter
Bass	Frey	Leonard	Rabedeaux
Bortell	Gilley	Lucken	Rigler
Briles	Griffin	Messerly	Shaff
Brownlee	Hougen	Mogged	Smith
Clarke	Keith	Mowry	Stephens
Conklin	Klink	Neu	Sullivan
Davis	Kyhl	Nicholson	Thordsen
DeHart	Lamborn	Ollenburg	Walsh

The amendment to division 6 lost.

Senator Shirley offered the following amendment to division 6 of the House amendment:

Amend the House amendment to Senate File 1312, as amended and passed by the Senate and reprinted, by adding the following new sentence after the period in line 42:

"The results of, or any information obtained from, any special study or research project, including raw statistical data, shall be open for public inspection at all times."

Senator Shirley moved the adoption of the amendment to division 6 and called for a division.

The amendment to division 6 lost.

Senator Rigler moved that the Senate concur in division 6 of the House amendment.

Division was called for.

The Senate concurred in division 6.

Division 8—lines 107 through 152.

107 C. Section four hundred twenty-seven point thirteen
108 (427.13), subsection two (2), Code 1966, is hereby amended
109 by inserting after the period in line two (2) the following:

110 "However, for the purposes of the personal property tax
111 imposed on cattle, bovine females three years of age or
112 older shall be exempt. Such cattle shall be assessed for each
113 year to determine the tax credit such taxing district shall
114 receive.

115 The tax credit shall be based upon the amount of taxes
116 which are not collected because of the exemption granted in
117 this section. The credit for the year 1970 and each year
118 thereafter shall be one hundred percent of the taxes levied.

119 On or before January first of each year the auditor of
120 each county shall prepare a statement listing for each taxing
121 district in the county all bovine females three years of age or
122 older upon which taxes shall not be collected due to the
123 tax exemption granted in this section. The statement shall
124 show the tax rates of the various taxing districts and the
125 total amount of taxes which shall not be collected because
126 of the tax exemption. The auditor shall certify and forward
127 copies of the statement to the state comptroller and the
128 director of revenue not later than January fifteenth of each
129 year. The director of revenue shall compute the applicable
130 tax credit each year and certify to the treasurer of state
131 the amount due to each taxing district, which amount shall
132 be the dollar amounts which would be payable if such cattle
133 were taxed.

134 The amounts due each taxing district shall be paid in
135 two equal payments by the treasurer of state on March

137 upon warrants payable to the respective county treasurers.
138 The county treasurer shall pay the proceeds to the various
139 taxing districts in the county.
140 In the event that the amount appropriated for reimburse-
141 ment of the taxing districts is insufficient to pay in full
142 the amounts due to each of the taxing districts, then the
143 amount of each payment shall be reduced by the treasurer of
144 state according to the ratio that the total amount of funds
145 to be paid to each taxing district bears to the total
146 amount to be paid to all taxing districts in the state.”
147 There is hereby appropriated from the general fund of
148 the state of Iowa to the treasurer of state for the fiscal
149 year beginning July 1, 1970 and ending June 30, 1971 the
150 sum of one million five hundred thousand (1,500,000) dollars,
151 or so much thereof as may be necessary, to carry out the
152 provisions of this section.

Senator Denman offered the following amendment filed by Sena-
tors Denman, et al., to division 8 of the House amendment:

Amend the House amendment to Senate File 1312 by inserting
after the word “exempt.” in line 112 the following:

“All cows born in the State of Iowa shall have a
birth certificate duly attested to by a licensed veterinar-
ian and one assessor and recorded in the county of origin.

The birth certificate shall state the date of birth,
place of birth and parents, if known.

All assessors shall be required to take a six weeks
course in veterinary, to be set up by the Secretary of
Agriculture in order to identify a cow and understand
cowology.”

The Chair ruled the amendment to division 8 out of order.

Senator Denman asked and received unanimous consent to with-
draw the amendment.

Senator Schaben offered the following amendment to division 8
of the House amendment and moved its adoption:

Amend the House amendment to Senate File 1312, as
amended and passed by the Senate and reprinted, by striking
all after the word “exempt” in line 112, and all of lines
113 through 125 inclusive, and the words, “of the tax
exemption” in line 126, and by inserting in lieu thereof
the following:

“A tax credit shall be allowed each taxing district
for each bovine female that was assessed as a three year
old, or older, as of January 1, 1970. Such tax credit
shall commence for the tax year 1971 and each year there-
after based upon those assessed as of January 1, 1970.

On or before January 1, 1971, and each year there-
after, the auditor of each county shall prepare a statement
listing for each taxing district in the county all bovine
females that were three years old, or older, and assessed as

of the various taxing districts and the total amount of taxes which were not collected for the year 1970 and each year thereafter by reason of the exemption herein granted based upon those bovine females assessed as of January 1, 1970."

Further amend the House amendment to Senate File 1812 by inserting in line 133 after the word "taxed" the words, "based upon those assessed as of January 1, 1970".

The amendment to division 8 was adopted.

Senator Schaben offered the following amendment to division 8 of the House amendment:

Amend the House amendment to Senate File 1812, as amended and passed by the Senate and reprinted, by striking lines 140 through 152, inclusive and by inserting in lieu thereof the following:

"There is hereby appropriated from the general fund of the state of Iowa from any funds not otherwise appropriated to the treasurer of state commencing July 1, 1970, and upon each July first thereafter a sum sufficient to pay the tax credits as provided by the provisions of this section."

Senator Schaben moved the adoption of his amendment to division 8 and requested a roll call.

On the question "Shall the amendment to division 8 be adopted?" (S.F. 1312) the vote was:

Ayes, 24:

Anderson	Doderer	Neu	Reichardt
Bortell	Frommelt	Nicholson	Schaben
Briles	Glenn	O'Malley	Shirley
Conklin	Hill	Orr	Stephens
Denman	Klink	Palmer	Van Gilst
Dodds	Laverty	Potgeter	Weimer

Nays, 34:

Arbuckle	Frey	Lange	Potter
Balloun	Gaudineer	Leonard	Rabedaux
Bass	Gilley	Lucken	Rigler
Brownlee	Griffin	Messerly	Shaff
Clarke	Hougen	Mogged	Smith
Davis	Keith	Mowry	Sullivan
DeHart	Kosek	Ollenburg	Thordsen
DeKoster	Kyhl	Parker	Walsh
Erskine	Lamborn		

Absent or not voting, 8:

Coleman	Curran	McGill
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The amendment to division 8 lost.

Senator Messerly offered the following amendment to division 8 of the House amendment and moved its adoption:

in lieu thereof the words "state comptroller".

2. Line 135, strike the words "treasurer of state" and insert in lieu thereof the words "state comptroller".

3. Lines 143 and 144, strike the words "treasurer of state" and insert in lieu thereof the words "state comptroller".

4. Line 148, strike the words "treasurer of state" and insert in lieu thereof the words "state comptroller".

The amendment to division 8 was adopted.

Senator Messerly moved that the Senate refuse to concur in division 8 of the House amendment as amended.

Senator Denman moved as a substitute motion that the Senate concur in division 8 of the House amendment as amended.

Roll call was requested.

On the question "Shall the Senate concur in division 8 of the House amendment as amended?" (S.F. 1312) the vote was:

Ayes, 37:

Anderson	Dodds	Lange	Schaben
Arbuckle	Doderer	Laverty	Shaff
Balloun	Frey	Mogged	Shirley
Bortell	Glenn	Mowry	Smith
Briles	Hougen	Nicholson	Stephens
Brownlee	Keith	Ollenburg	Thordsen
Clarke	Klink	Parker	Van Gilst
Conklin	Kyhl	Rabedeaux	Walsh
Curran	Lamborn	Reichardt	Weimer
Denman			

Nays, 22:

Bass	Gaudineer	Lucken	Palmer
Davis	Gilley	Messerly	Potgeter
DeHart	Griffin	Neu	Potter
DeKoster	Hill	O'Malley	Rigler
Erskine	Kosek	Orr	Sullivan
Frommelt	Leonard		

Absent or not voting, 2:

Coleman McGill

The Senate concurred in division 8 of the House amendment as amended.

Division 9—lines 153 through 159.

153 D. There is hereby appropriated from the general fund
154 of the state the sum of eight thousand (8,000) dollars, or
155 so much thereof as may be necessary, for the use of the
156 Iowa criminal code study committee created by Senate Joint
157 Resolution 18, chapter three hundred thirty (330), Acts of
158 the Sixty-third General Assembly, First Session.
159 19. By renumbering the remaining section.

On motion of Senator Messery, division 9 of the House amendment was adopted.

Senator Mowry offered the following amendment to the House amendment by Senators Mowry and Walsh:

Amend the House amendment to Senate File 1312 by adding after line 152 the following section and numbering as required:

Section four hundred twenty-seven point thirteen (427.13), subsection six (6), Code 1966, is hereby amended by inserting after line four (4) the following new paragraphs:

"However, for the purposes of the property tax imposed on railroads, to the extent railroad companies shall each year have paid sales or use tax under the provisions of chapters four hundred twenty-two (422) and four hundred twenty-three (423) of the Code on rolling stock and materials or parts therefor, there shall be an offsetting credit against property taxes due and payable in the subsequent year.

"The director of revenue shall, commencing in the year 1971, at the time of certification of the assessed value per mile of railroad property under the provisions of section four hundred thirty-four point seventeen (434.17) of the Code further certify the tax credit resulting herefrom. There shall be paid annually, out of any funds in the treasury not otherwise appropriated, no later than September 15 of each year, to those counties affected by the credit established herein, a sum equal to the credit allowed in each such county."

Senator Rigler raised a point of order on the amendment for the reason that it was not germane to the House amendment.

The Chair ruled the point not well taken and the amendment to the House amendment in order.

President pro tempore Lange took the chair at 6:57 p.m.

Senator Mowry moved the adoption of the amendment to the House amendment and requested a roll call.

President Jepsen took the chair at 7:25 p.m.

On the question "Shall the amendment to the House amendment be adopted?" (S.F. 1312) the vote was:

Rule 24 was invoked.

Ayes, 25:

Anderson	Frey	Lucken	Shaff
Arbuckle	Griffin	Mogged	Smith
Briles	Hougen	Mowry	Sullivan
Davis	Keith	Ollenburg	Van Gilst
DeHart	Kosek	Parker	Walsh
Denman	Lamborn	Rabedaux	Weimer
Dodds			

Banoun	Erskine	Lavery	Potgieter
Bass	Frommelt	Leonard	Potter
Bortell	Gaudineer	Messerly	Reichardt
Brownlee	Gilley	Neu	Rigler
Clarke	Glenn	Nicholson	Schaben
Conklin	Hill	O'Malley	Shirley
Curran	Klink	Orr	Stephens
DeKoster	Kyhl	Palmer	Thordsen
Doderer	Lange		

Absent or not voting, 2:

Coleman McGill

The amendment to the House amendment lost.

Senator Griffin offered the following amendment to the House amendment by Senators Griffin, et al.:

Amend the House amendment to Senate File 1812 by adding after line 152 the following section and renumbering as required:

Section four hundred twenty-seven point thirteen (427.13) subsection six (6), Code 1966, is hereby amended by adding after line four (4) the following new paragraphs:

"However, to the extent that a company shall each year have paid sales or use tax under the provisions of chapters four hundred twenty-two (422) and four hundred twenty-three (423) of the Code on property purchased for use or services rendered, furnished, or performed primarily to control or abate the pollution of any waters or air of this state or to enhance the quality of any waters or air of the state there shall be an offsetting credit against property taxes due and payable from such company in the subsequent year; provided that as to such property or services a certificate of necessity has been issued by the commissioner of public health which states that the Iowa air pollution control commission or the Iowa water pollution control commission has directed the state department of health to certify that such expenditures are necessary to control or abate pollution and that such expenditures enhance the quality of any waters or air of the state. Such certificates of necessity are to be issued only for pollution control devices, structures, facilities or expenditures for which a permit is to be issued under subsection six (6) of section four hundred fifty-five B point nine (455B.9) of the Code or chapter one hundred sixty-two (162), section five (5), subsection seven (7), Acts of the Sixty-second General Assembly. For the purposes of this subsection, 'pollution' means air pollution as defined in chapter one hundred sixty-two (162), section two (2), Acts of the Sixty-second General Assembly, or water pollution as defined in section four hundred fifty-five B point two (455B.2) of the Code. 'Waters of the state' means waters of the state as defined in section four hundred fifty-five B point two (455B.2) of the Code. 'Enhance the quality' means improve by any purification process or operation resulting in the diminution of pollutant emission below the maximum quality standards for such emission as set by

either the Iowa water pollution control commission or the Iowa air pollution control commission, whether or not prior to the utilization of such property the emission of pollutants was below such standard."

There is hereby appropriated annually from the state treasury from funds not otherwise appropriated an amount equal to the aggregate credit certified annually by the director of revenue, which funds shall be allocated and paid no later than September 15 of each year to the counties which have allowed the credits herein provided.

Senator Gaudineer offered the following amendment to the amendment and moved its adoption:

Amend the Griffin, et al., amendment filed April 14, 1970, to Senate File 1312 as follows:

1. By striking in line 11 the words, "the pollution of" and by inserting in lieu thereof the words, "an existing condition which pollutes".
2. By striking in line 11 the second "or" and all of line 12.
3. By inserting in line 20 after the word, "abate" the words, "an existing condition causing".
4. By striking in line 36 the words, "Enhance the quality" and all of lines 37 through 43, inclusive.

Division was called for.

The amendment to the amendment was adopted.

Senator Griffin moved the adoption of the amendment to the House amendment as amended and requested a roll call.

On the question "Shall the Griffin, et al., amendment be adopted?" (S.F. 1312) the vote was:

Ayes, 14:

Curran	Frey	Kosek	Shaff
Davis	Gaudineer	Lange	Van Gilst
DeKoster	Griffin	Rabedeaux	Walsh
Dodds	Hougen		

Nays, 45:

Anderson	Erskine	Lucken	Potgeter
Arbuckle	Frommelt	Messerly	Potter
Balloun	Gilley	Mogged	Reichardt
Bass	Glenn	Mowry	Rigler
Bortell	Hill	Neu	Schaben
Briles	Keith	Nicholson	Shirley
Brownlee	Klink	Ollenburg	Smith
Clarke	Kyhl	O'Malley	Stephens
Conklin	Lamborn	Orr	Sullivan
DeHart	Laverty	Palmer	Thordsen
Denman	Leonard	Parker	Weimer
Doderer			

Absent or not voting, 2:

Coleman	McGill
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Senator Messerly moved that the bill as amended by the House, further amended and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1312) the vote was:

Ayes, 43:

Anderson	DeKoster	Lange	Potgeter
Arbuckle	Erskine	Lavery	Potter
Balloun	Frey	Leonard	Rabedeaux
Bass	Gilley	Lucken	Rigler
Bortell	Griffin	Messerly	Shaff
Briles	Hougen	Mogged	Smith
Brownlee	Keith	Mowry	Stephens
Clarke	Klink	Neu	Sullivan
Conklin	Kosek	Nicholson	Thordsen
Curran	Kyhl	Ollenburg	Walsh
Davis	Lamborn	Parker	

Nays, 16:

DeHart	Frommelt	O'Malley	Shaben
Denman	Gaudineer	Orr	Shirley
Dodds	Glenn	Palmer	Van Gilst
Doderer	Hill	Reichardt	Weimer

Absent or not voting, 2:

Coleman McGill

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler moved that the vote by which **Senate File 1312** as amended by the House, further amended and concurred in by the Senate be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1341, a bill for an act to create a scenic rivers system in this state.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1363, a bill for an act relating to collection of fees from students at area schools.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 144, urging the Board of Trustees of Iowa

River-Flint Creek Levee District No. 16 to give full and careful consideration to requests of owners for restoration of land access.

Also: That the House has passed the following joint resolution in which the concurrence of the House was asked:

Senate Joint Resolution 1006, authorizing and directing the state executive council to acquire the Hubbell Mansion known as Terrace Hill.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1144, a bill for an act relating to the control and regulation of drugs.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1187, a bill for an act relating to the establishment of a university in western Iowa.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 1187

Amend Senate File 1187 as passed by the Senate by striking all of Section 1 and substituting in lieu thereof the following:

Section 1. The board of regents shall terminate all actions with respect to the purchasing of land for a western Iowa institution as authorized by chapter six (6), section four (4), Acts of the Sixty-second General Assembly. Any unencumbered balance of moneys appropriated to the board of regents pursuant to chapter six (6), section four (4), Acts of the Sixty-second General Assembly, shall remain with the board of regents and shall not be used for any other purpose until the governor's advisory committee on education has completed its study on the need and feasibility of an institution in western Iowa at Atlantic and until the legislature acts thereon.

HOUSE CONCURRENT RESOLUTION 144

By Miller of Des Moines and Schmeiser

Whereas, the Fifty-eighth General Assembly in 1959 enacted the statute now appearing as section 461.26, Code of Iowa (1966), reading as follows:

"No person, firm or corporation shall hereafter erect, alter, or maintain any building or other structure, except necessary public utility structures, or construct, alter, or maintain any ditch, or remove any earth within three hundred feet of the center line of any levee maintained by a drainage or levee district with pumping stations *without first securing permission to do so from the governing board of said drainage or levee district with pumping stations. Such permission may be granted at any regular meeting thereof, and after written application is made therefor upon the form prescribed by said governing board.*" (Emphasis added), which statute applies to the Iowa River-Flint Creek Levee District No. 16, located in Des Moines and Louisa Counties; and

Whereas, certain residents of Des Moines County had prior to the passage of the above-quoted statute, acting in good faith, constructed cabins and associated structures set on pilings or stilts to raise them above the

levee district and the Mississippi River, in the area of what is commonly known as Tama Basin, and many of these cabins have remained in use up to the present time, in some cases as year-round dwellings; and

Whereas, the only means of access to such cabins by land is across the levee district right-of-way, and a number of vehicular crossings of the levee and also foot crossings or catwalks extending from the levee to the cabins themselves, constructed in past years, some as many as 40 years ago and nearly all prior to the enactment of present section 461.26, are presently closed; and

Whereas, said section provides a means for the levee district to permit the maintenance of reasonable means of access by land to the cabins on the river side of the levee in the Tama Basin area; and

Whereas, the levee district is governed by a three-man board of trustees for whom the cabin owners and residents are not empowered to vote, and the U. S. Army Corps of Engineers has indicated that it is not opposed to restoration of reasonable land access to the cabins in the Tama Basin area if the levee district trustees approve upon application made in the manner provided by section 461.26, *Now, Therefore*,

Be It Resolved by the House, the Senate Concurring, That the Board of Trustees of Iowa River-Flint Creek Levee District No. 16 is urged to give full and careful consideration to the requests of the owners and residents of the cabins located between the district's levee and the waters of the Mississippi River in the Tama Basin area in Des Moines County, for restoration of reasonable land access to said cabins, and to grant permission therefor pursuant to section 461.26, Code of Iowa (1966) in such manner as to afford to the owners and residents of said cabins the greatest degree of safety and convenience consistent with the trustees' primary duty to properly maintain the structural integrity of the levee.

Be It Further Resolved, That the Chief Clerk of the House is hereby directed to prepare suitable copies of this resolution and send one copy to each member of and to the secretary of the Board of Trustees of the Iowa River-Flint Creek Levee District No. 16.

HOUSE MESSAGES CONSIDERED

House File 1341, a bill for an act to create a scenic rivers system in this state.

Read first time and passed on file.

House File 1363, a bill for an act relating to collection of fees from students at area schools.

Read first time and passed on file.

House File 1366, a bill for an act to make appropriations to certain counties and named persons in settlement of claims made against the State of Iowa.

Read first time and passed on file.

SENATE CONCURRENT RESOLUTION 134

By Potgeter, Ollenburg, Bortell and Gaudineer

Whereas, Radio Station WOI, Ames, Iowa, has given live broadcast

coverage to the sessions of the Senate and House during this second session of the Sixty-third General Assembly; and,

Whereas, this coverage has been widely acclaimed and has given thousands of Iowans an opportunity to follow more closely the operation of the General Assembly; *Now, Therefore*,

Be It Resolved by the Senate, the House Concurring, that Radio Station WOI is hereby commended for providing this excellent public service and is encouraged to continue this programming in future sessions.

Be It Further Resolved, that a copy of this resolution be forwarded to the manager of Radio Station WOI.

REPORT OF THE CONFERENCE COMMITTEE
(Senate File 640)

We, the undersigned members of the conference committee appointed to consider the difference between the Senate and the House of Representatives on Senate File 640, a bill for an act relating to school budget hearings; the basic school tax formula and allocation of state equalization aid to public schools; establishment of certain limitations for school district expenses; provision for and program budgeting development within the individual school districts, respectfully submit the following recommendations:

1. That the Senate recede from Divisions 8 and 14 of the Senate amendment.
2. That the House concur in Divisions 1, 2, 4, 5, 9, 11 and 13 of the Senate amendment.
3. Strike all of Division 3 of the Senate amendment and insert in lieu thereof the following:

"3. By striking lines 23 through 28, inclusive, and inserting in lieu thereof the following:

"The allowable growth for the year ended December 31, 1969, shall be fixed and established at fifty (50) dollars. This allowable growth shall be in lieu of the above computation for use in the school fiscal year beginning July 1, 1970, and ending June 30, 1971, and for that year only."

4. Strike all of Division 6 of the Senate amendment and insert in lieu thereof the following:

"6. By striking lines 93 through 113, inclusive, and inserting in lieu thereof the following:

'Sec. 8. Chapter three hundred fifty-six (356), section eight (8), Acts of the Sixty-second General Assembly is hereby repealed and the following section enacted in lieu thereof:

"The state comptroller shall compute the distribution of the moneys in the basic school tax equalization fund as follows: Distribute to each school district in the basic school tax unit its share on the basis of number of pupils in fall enrollment in the district to the total number of pupils in fall enrollment for the basic school tax unit. For those districts which were limited in their expenditures by the school budget review committee for sharing of state equalization aid, there shall be deducted from their share of the distribution of the basic school tax equalization fund forty percent of such limitation; the amounts so disallowed shall be distributed to the other school districts in the basic school tax unit on the basis of the number of pupils in fall enrollment in the district to the total number of pupils in fall enrollment (exclusive of districts which were limited) for the basic school tax unit.

district shall be distributed by the county treasurer on the tenth day of the month following the month of collection. A report of the distribution so made shall be certified by each county treasurer to the state department of public instruction. Also, the fall enrollment figure for each school district shall be compared with the average daily membership for the same school year by the state department of public instruction. In the event of substantial variance, in any school district, that district shall be called upon to explain the variance to the budget review committee, which may order a reduction in county equalization funds for the next school year immediately following the year of variances in proportion to any variances or part thereof not satisfactorily explained." "

5. Amend Division 7, by striking in line 43 of the Senate amendment the words "resident pupils" and inserting in lieu thereof "pupils resident in that district".

6. Strike all of Division 10 of the Senate amendment and insert in lieu thereof the following:

"10. By striking all of line 199 after the word 'beginning', and by striking all of lines 200 through 202, inclusive, and inserting in lieu thereof the following: 'July 1, 1972, and in any fiscal year thereafter. Also.'"

7. Strike all of Division 12 of the Senate amendment and insert in lieu thereof the following:

"12. By striking lines 249 through 263, inclusive, and inserting in lieu thereof the following:

'Sec. 18. Chapter three hundred fifty-six (356), Acts of the Sixty-second General Assembly, is hereby amended by adding the following section:

"This section shall be effective for the school fiscal year beginning July 1, 1971, and ending June 30, 1972, and for that year only. For the school fiscal year beginning July 1, 1971, and ending June 30, 1972, the following budget provisions shall apply to all school districts:

1. For those school districts with a fall enrollment for the school year beginning July 1, 1971, and ending June 30, 1972, greater than the fall enrollment for the school year beginning July 1, 1970, and ending June 30, 1971, the general fund expenditures per pupil for the school year beginning July 1, 1971, and ending June 30, 1972, shall be limited to an increase of fifty (50) dollars over the general fund expenditure per pupil for the school year beginning July 1, 1970, and ending June 30, 1971.

2. For those school districts with a fall enrollment for the school year beginning July 1, 1971, and ending June 30, 1972, equal to or less than the fall enrollment for the school year beginning July 1, 1970, and ending June 30, 1971, the general fund expenditures for the school year beginning July 1, 1971, and ending June 30, 1972, shall be limited to a fifty (50) dollar increase per pupil in fall enrollment in the fall of 1970 over the general fund expenditure of the school year beginning July 1, 1970, and ending June 30, 1971.

The school budget review committee may, however, permit a school district to exceed the limitations of this section if

that school district can support with facts and information that its needs and circumstances are unique and unusual. Such unique and unusual needs and circumstances may be considered by the committee including but not limited to any unusual increases or decreases in enrollments, natural disasters, unusual transportation problems, and initial staffing problems." " "

It is further recommended that whereas it is the consensus of the conference committee that most taxpayers are not fully informed as to the source of funds available to local districts and that such information is not readily available to them in easy understandable terms, the state comptroller is hereby requested to release to the members of the General Assembly and to the news media, including all newspapers in the state, a breakdown containing for each district in the area served by such media, but not less than the county equalization unit, the following information and such other information as may be of interest:
ON A PER PUPIL BASIS—

Total income tax paid

State Equalization and Income Tax Aid

Ag-land tax credits

Personal property tax credit

Homestead exemption

Total millage (local and school house fund)

Added or decreased millage because of local budget being under or over "allowable growth"

Amount in dollars per pupil contributed to and received from the county basic equalization unit

Average Daily Membership

Proposed per pupil cost for current year.

On the part of the Senate:

LUCAS J. DeKOSTER, Chmn.

H. L. OLLENBURG

QUENTIN V. ANDERSON

On the part of the House:

CHARLES E. GRASSLEY, Chmn.

DELWYN D. STROMER

ELIZABETH SHAW

LLOYD F. SCHMEISER

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 13, 1970, the Governor had approved and transmitted to the Secretary of State the following bills:

S. F. 20—Relating to demurrers by defendants in indictable criminal actions.

S. F. 82—To authorize the industrial commissioner to order the taking of depositions in workmen's compensation cases.

S. F. 83—Relating to the duties of the industrial commissioner.

S. F. 356—To provide that the authority for the commitment of neglected, dependent, and delinquent children shall lie with the department of social services.

S. F. 444—Relating to post-conviction procedure.

S. F. 460—Relating to the fee for filing notice of corporate dissolution.

S. F. 1009—Relating to acknowledgments by notaries public.

S. F. 1197—Relating to municipal court clerks and bailiffs.

EXPLANATION OF VOTE

While I was absent from the Senate chamber, the following votes were taken. Had I been present, I would have voted "aye" on the following bills: Senate File 1318, House File 719, House File 1187, House File 1203, House File 1220, House File 1257, House File 1279 and House File 1294.

Had I been present, I would have voted "nay" on the Kosek, et al., amendment.

QUENTIN V. ANDERSON

REPORTS OF COMMITTEES

Senator Messerly submitted the following report:

MR. PRESIDENT: Your committee on appropriations, to which was referred House File 1339, a bill for an act creating the American revolution bicentennial commission, prescribing its powers and duties, authorizing the expenditure of all funds donated to the commission, and making an appropriation, begs leave to report it has had the same under consideration and recommends the same do pass.

FRANCIS MESSERLY, Chairman

Ordered passed on file.

Senator Balloun submitted the following report:

MR. PRESIDENT: Your committee on conservation and recreation, to which was referred House File 1325, a bill for an act relating to members of the county conservation board, begs leave to report it has had the same under consideration and recommends the same do pass.

CHARLES F. BALLOUN, Chairman

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend Senate File 1308, page 1, by inserting
- 2 after line 20 a new subsection as follows:
- 3 By inserting after the period in line nineteen (19)
- 4 a new sentence as follows:
- 5 "Buildings used for educational instruction
- 6 shall include all those customarily associated with
- 7 and essential to schools, colleges and universities
- 8 including, but not limited to those used for residence,
- 9 dining, athletic contests and training, and social
- 10 and cultural meetings."

CHARLES O. LAVERTY
GEORGE O'MALLEY

- 1 Amend House File 1366 as follows:
- 2 1. Page 2, by striking lines 17, 18, 21 and 22.
- 3 2. Page 3, by striking lines 5 and 6.
- 4 3. Page 3, by striking lines 9 through 14, inclusive.

JAMES W. GRIFFIN, SR.

On motion of Senator Rigler, the Senate adjourned until 9.00 a.m., Wednesday, April 15, 1970.

JOURNAL OF THE SENATE

NINETY-FOURTH DAY

SENATE CHAMBER,
DES MOINES, IOWA, WEDNESDAY, APRIL 15, 1970.

The Senate met in regular session, President pro tempore Lange presiding.

Prayer was offered by the Reverend Bruce Matthews, pastor of the Pleasantville Christian Church, Pleasantville, Iowa.

President pro tempore Lange informed the Senate that during World War II he and the Reverend Matthews were prisoners of war together in several German prison camps.

The Senate pledged allegiance to the flag.

The Journal of Tuesday, April 14, 1970, was approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Coleman for the day on request of Senator Frommelt.

PETITION

The following petition was presented and placed on file:

By Senator Denman, from one hundred thirty-two residents of Iowa favoring an open hunting season for mourning doves.

ADOPTION OF CONCURRENT RESOLUTIONS

House Concurrent Resolution 135

Senator Walsh called up for consideration the following resolution:

HOUSE CONCURRENT RESOLUTION 135

By Lipsky, Ossian, Den Herder, Camp, Drake, Millen, Shepherd, O'Hearn, Christensen, Radl, Cunningham, Crabb, Logemann, Van Nostrand, Schroeder, Hansen of Black Hawk, Welden, Varley, Fischer of Grundy, McIntyre, Wells, Crosier and Sorg

Whereas, approximately 1,350 military personnel from the United States are missing in action and may be presumed to be prisoners in North Vietnam although the government of North Vietnam has refused to release the names of all the prisoners it holds; and

Whereas, the government of North Vietnam acceded to the Geneva Convention on June 28, 1957, the government of South Vietnam acceded to the Convention on November 14, 1953, and the government of the United States acceded to the Convention on August 2, 1955; and

Whereas, the government of the United States and the government of South Vietnam have continuously honored the requirements of the Geneva Convention; and

Whereas, no pretense of compliance has been advanced by the government of North Vietnam or the National Liberation Front despite the reminder to do so on June 11, 1965, by M. Jacques Freymond, Vice President of the International Committee of the Red Cross; and

Whereas, the provisions of the Geneva Convention require that every prisoner of war be enabled to write to his family; that every prisoner remain in communication with his family and with an international or state organization which had assumed the obligation of safeguarding the rights of the prisoner; that every prisoner has the right to receive mail and packages; that minimum humane standards of detention, hygiene, diet, recreation, and employment be complied with; that the detaining power accept a neutral party to the conflict or a respected international organization, such as the International Committee of the Red Cross, as a protecting power for the prisoners; that seriously injured or ill prisoners be repatriated as soon as they are able to travel; and that the detaining power provide the names of the prisoners it holds to families as well as to the protecting power, or the Red Cross, to pass on to their country of origin; Now, Therefore,

Be It Resolved by the House, the Senate Concurring, That the General Assembly of the State of Iowa urges the General Assembly of the United Nations, the Secretary General of the United Nations, the Congress of the United States, and the President of the United States to undertake a determined effort to seek compliance by the government of North Vietnam in honoring the provisions of the Geneva Convention.

Be It Further Resolved, That copies of this resolution be transmitted to the Secretary General of the United Nations, to the Ambassador to the United Nations from the United States, the President of the United States, the President of the United States Senate, the Speaker of the United States House of Representatives, the Chairman of the House Foreign Affairs Committee, the Chairman of the Senate Foreign Relations Committee, and to each member of the Congress from the State of Iowa.

Senator Walsh offered the following amendment by Senators Walsh and Denman and moved its adoption:

- 1 Amend House Concurrent Resolution 135 as follows:
- 2 1. By striking the first paragraph and inserting in lieu thereof the
- 3 following paragraphs:
- 4 "Whereas, approximately 1,350 American servicemen,
- 5 including four Iowans who are known to be prisoners in North
- 6 Vietnam; and
- 7 Whereas, twenty to thirty Iowans who are reported missing
- 8 and may be held as prisoners in North Vietnam; and
- 9 Whereas, the government of North Vietnam has refused to
- 10 release the names of all the prisoners it holds; and
- 11 Whereas, some of these American prisoners have been held
- 12 captive for as long as five years; and"
- 13 2. By striking the sixth and seventh paragraphs and inserting in
- 14 lieu thereof the following paragraphs:

15 *“Be It Resolved by the House, the Senate Concurring,*
 16 *That the General Assembly of the State of Iowa urges the General*
 17 *Assembly of the United Nations to intercede on behalf of the*
 18 *American servicemen being held as prisoners of war by North*
 19 *Vietnam and the National Liberation Front by insuring that*
 20 *the tenets of fair and humane treatment, as expressed in the*
 21 *Geneva Convention of 1949, are complied with by North Vietnam*
 22 *and the National Liberation Front.*
 23 *Be It Further Resolved, That copies of this resolution*
 24 *be transmitted to the Secretary General of the United Nations, to*
 25 *each of the 124 delegates to the United Nations representing*
 26 *the 124 member nations, the President of the United States,*
 27 *the Vice President of the United States, the Speaker of the*
 28 *United States House of Representatives, the Chairman of the*
 29 *House Foreign Affairs Committee, the Chairman of the Senate*
 30 *Foreign Relations Committee, and to each member of the Congress*
 31 *from the State of Iowa.”*

The amendment was adopted.

On motion of Senator Walsh, the resolution as amended was adopted.

House Concurrent Resolution 136

Senator Lamborn called up for consideration the following resolution and moved its adoption:

HOUSE CONCURRENT RESOLUTION 136

By Miller of Page, Goode, Darrington, Christensen, Dunton,
 Menefee, Stroburg, Stokes, Sanders, Brinck, Mendenhall,
 Bennett and Fischer of Grundy

Whereas, there appears to exist some confusion and differences of opinion in regard to funds available to the state highway commission and the manner in which such funds are allocated; and

Whereas, statements have been made that there are surplus funds available to the state highway commission and such funds have not in all cases been expended or have not been allocated to existing or future use; and

Whereas, it is necessary for the General Assembly to have at its disposal all available, factual, and indisputable information regarding the availability and use of highway funds in order that proper budgetary decisions may be made; *Now, Therefore*,

Be It Resolved by the House, the Senate Concurring, That the legislative council be authorized to appoint a study committee consisting of appropriate members of the transportation committees of the House and Senate, and nonlegislative members it may deem desirable, for the purpose of studying and determining the exact amount of funds available to the state highway commission, the manner of expending and allocating such funds, the priorities given to the allocation and expenditure of such funds for the construction or improvement of interstate highways and primary highways and in general the budgetary processes exercised by the state highway commission; and

Be It Further Resolved, That the study committee make a report of its findings and recommendations to the legislative council and the members of

necessary legislation designed to carry out its recommendations.

The motion prevailed and the resolution was adopted.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Jepsen presiding.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Mogged, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 1060, 1078, 1101, 1111, 1117, 1144, 1184, 1185, 1202, 1276, 1278, 1300 and 1319; House Joint Resolution 10; House Files 184, 241, 499, 719, 1093, 1187, 1188, 1190, 1203, 1232, 1251, 1257, 1357, 1358, 1364 and 1365.

CHARLES G. MOGGED
Chairman, Senate Committee
ELIZABETH SHAW
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: Senate Files 1060, 1078, 1101, 1111, 1117, 1144, 1184, 1185, 1202, 1276, 1278, 1300 and 1319; House Joint Resolution 10; House Files 184, 241, 499, 719, 1093, 1187, 1188, 1190, 1203, 1232, 1251, 1257, 1357, 1358, 1364 and 1365.

BILLS SENT TO THE GOVERNOR

Senator Mogged, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 15th day of April, 1970, sent to the Governor for his approval: Senate Files 1060, 1078, 1101, 1111, 1117, 1144, 1184, 1185, 1202, 1276, 1278, 1300 and 1319.

CHARLES G. MOGGED, Chairman

Passed on file.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File 120, a bill for an act relating to the surrender of beer permits.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 244, a bill for an act relating to civil service workers.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 326, a bill for an act to legalize professional boxing and wrestling.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 344, a bill for an act relating to the law-enforcement officers' training academy.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 659, a bill for an act relating to lost warehouse receipts.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1064, a bill for an act relating to the annual report of the commerce commission.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1130, a bill for an act relating to average daily membership for public high school districts.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1278, a bill for an act to authorize cooperation between this state and other states in collection of delinquent unemployment contributions.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1277, a bill for an act relating to exercise of governmental powers by state commerce commission.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1303, a bill for an act relating to the inspection of funeral establishments.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1311, a bill for an act relating to organized athletics and courses in physical education.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1313, a bill for an act relating to indemnification of officers, directors, employees, and agents of business corporations.

WILLIAM R. KENDRICK, Chief Clerk

Senate File 640

Senator DeKoster called up for consideration the conference committee report on Senate File 640, a bill for an act relating to school budget hearings; the basic school tax formula and allocation of state equalization aid to public schools; establishment of certain limitations for school district expenses; provision for and program budgeting development within the individual school districts, found on pages 1431-1433, inclusive, of the Senate Journal, and moved its adoption.

Roll call was requested.

On the question "Shall the conference committee report be adopted?" (S.F. 640) the vote was:

Ayes, 17:

Anderson	Klink	Lucken	Rigler
Balloun	Kyhl	Messerly	Smith
Bortell	Lamborn	Mowry	Stephens
Gilley	Lange	Nicholson	Thordsen
Hougen			

Nays, 36:

Arbuckle	Dodds	Laverty	Potter
Bass	Doderer	Leonard	Rabedaux
Brownlee	Frey	Mogged	Reichardt
Clarke	Frommelt	Neu	Schaben
Conklin	Gaudineer	Ollenburg	Shirley
Curran	Glenn	O'Malley	Sullivan
Davis	Griffin	Palmer	Van Gilst
DeHart	Hill	Parker	Walsh
DeKoster	Kosek	Potgeter	Weimer

Absent or not voting, 8:

Briles	Denman	Keith	Orr
Coleman	Erskine	McGill	Shaff

The motion was lost and the report failed to be adopted.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has concurred in Senate amendment to and passed the following bill in which the concurrence of the House was asked:

House File 595, a bill for an act relating to the purchase of real estate by the state.

Also: That the House has concurred in Senate amendment to and passed the following bill in which the concurrence of the House was asked:

House File 1133, a bill for an act legalizing proceedings of the board of supervisors of Mitchell County.

the following bill in which the concurrence of the House was asked:

House File 1220, a bill for an act relating to the regulation of surface mining.

Also: That the House has concurred in Senate amendment to and passed the following bill in which the concurrence of the House was asked:

House File 1275, a bill for an act relating to deposit of public funds in banks.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 141, setting forth duly processed claims by the state appeal board and rejected by the joint claims committee of the General Assembly.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE CONCURRENT RESOLUTION 141

By Committee on Claims

Whereas, doubt has arisen under the provisions of section twenty-five point seven (25.7), Code 1966, that submission of claims to the joint claims committee of the Senate and House and rejection by said committee constitutes final action thereon by the General Assembly as provided in said section; and

Whereas, certain claims rejected by previous joint claims committees are sometimes reprocessed by the state appeal board for recurring submissions; and

Whereas, it is deemed desirable that claims submitted to the joint claims committee of the Sixty-third General Assembly and rejected thereby should be submitted to the Senate and House thereof for final action and determination as the act of the General Assembly; *Now, Therefore*,

Be It Resolved by the Senate, the House Concurring, That the claims hereinafter set forth, duly processed by the state appeal board and rejected by the joint claims committee, be considered by the Senate and House, and the action of the joint committee rejecting same be approved.

Claimant	Claim No.	Nature of Claim	Amount
Hardin County Eldora, Iowa	380-64-25	Personal property tax credit	\$ 225.00
Major Theodore F. Fay Colorado Springs, Colo.	68-64-25	Leave of absence pay	700.00
Arnold H. Burkle Farley, Iowa	83-64-25	Gas tax refund	53.90
Mrs. Richard Alter Sioux City, Iowa	307-64-25	Gas tax refund	11.11
Don E. Pfantz Melbourne, Iowa	872-64-25	Gas tax refund	56.07
John Kuder Van Meter, Iowa	992-64-25	Gas tax refund	21.00
Cornie Zomer Hawarden, Iowa	1108-64-25	Gas tax refund	128.80

Harlem County Eldora, Iowa	108-64-25	Sales tax refund	20.86
Holstein Community Schools Holstein, Iowa	1137-63-25	Sales tax refund	44.70
Fry & Holland Funeral Home Vinton, Iowa	121-64-25	Outdated ambulance service claim	80.50
James R. McShane Mt. Vernon, Iowa	382-64-25	Services furnished state	4.50
Ruth J. Meyer Clare, Iowa	560-64-25	Services furnished state	7,870.13
Alvin L. Lantz Huxley, Iowa	717-64-25	Unpaid salary	Undetermined
Esther M. Resnick Fort Madison, Iowa	749-64-25	Workman's compensa- tion	858.00
Louise L. Dunn Clinton, Iowa	1050-64-25	Medical payments	548.95
Reading Newsreport New York, New York	1107-64-25	Outdated invoices	8.00
Polly Anderson Des Moines, Iowa	1056-64-25	Service to state	418.67

On motion of Senator Rigler, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President pro tempore Lange presiding.

BILLS ASSIGNED TO COMMITTEE

President Jepsen announced the assignment of the following bills to committee:

H. F. 1341 Conservation and recreation

H. F. 1366 Appropriations

ADOPTION OF CONCURRENT RESOLUTIONS

House Concurrent Resolution 123

Senator Balloun called up for consideration House Concurrent Resolution 123, found on pages 1225 and 1226 of the Senate Journal, and moved its adoption.

House Concurrent Resolution 122

Senator Gaudineer called up for consideration House Concurrent Resolution 122, found on page 942 of the Senate Journal, and moved its adoption.

The motion prevailed and the resolution was adopted.

Senate Concurrent Resolution 134

Senator Potgeter called up for consideration Senate Concurrent Resolution 134, found on pages 1430-1431 of the Senate Journal, and moved its adoption.

The motion prevailed and the resolution was adopted.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up for consideration House File 1325.

House File 1325

On motion of Senator Balloun, House File 1325, a bill for an act relating to members of the county conservation board, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Balloun moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1325) the vote was:

Ayes, 42:

Anderson	Gilley	Laverty	Potgeter
Arbuckle	Glenn	Leonard	Potter
Balloun	Griffin	Lucken	Rabedeaux
Bass	Hill	Messerly	Reichardt
Bortell	Hougen	Mogged	Rigler
Conklin	Keith	Mowry	Shaff
Curran	Klink	Neu	Smith
Dodds	Kosek	Ollenburg	Stephens
Erskine	Kyhl	Palmer	Thordsen
Frey	Lamborn	Parker	Walsh
Frommelt	Lange		

Nays, 1:

Nicholson

Voting present, 2:

Orr Shirley

Brownlee
Clarke
Coleman

DeHart
DeKoster
Denman

Gaudineer
McGill
O'Malley

Sullivan
Van Gilst
Weimer

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up for consideration House File 1339.

House File 1339

On motion of Senator Arbuckle, House File 1339, a bill for an act creating the American revolution bicentennial commission, prescribing its powers and duties, authorizing the expenditure of all funds donated to the commission, and making an appropriation, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Arbuckle moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1339) the vote was:

Ayes, 50:

Anderson	Frommelt	Laverty	Potgeter
Arbuckle	Gaudineer	Leonard	Potter
Balloun	Gilley	Lucken	Rabedaux
Bortell	Glenn	Messerly	Reichardt
Briles	Griffin	Mogged	Rigler
Brownlee	Hill	Neu	Shaff
Clarke	Hougen	Nicholson	Shirley
Conklin	Keith	Ollenburg	Smith
Curran	Klink	O'Malley	Stephens
Denman	Kosek	Orr	Thordsen
Dodds	Kyhl	Palmer	Van Gilst
Erskine	Lamborn	Parker	Walsh
Frey	Lange		

Nays, none.

Absent or not voting, 11:

Bass	DeHart	McGill	Sullivan
Coleman	DeKoster	Mowry	Weimer
Davis	Doderer	Schaben	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

HOUSE AMENDMENTS CONSIDERED

Senate File 344

Senator Thordsen called up for consideration Senate File 344, a bill for an act relating to the law-enforcement officers' training

academy, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 344 as follows:

1. Page 1, line 2, by inserting after the word "academy" the words "and transfer of funds therefor, and pertaining to the powers of the police provided for under chapter eighteen (18) of the Code".

2. By adding the following new section:

Section eighteen point two (18.2), Code 1966, is hereby amended by adding to subsection four (4) thereof the following sentence: "They shall exercise every power of police officers and, in particular, the power of arrest."

The Senate concurred in the House amendment.

Senator Thordsen moved that the bill as amended by the House, and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 344) the vote was:

Ayes, 47:

Anderson	Erskine	Laverty	Potter
Arbuckle	Frommelt	Lucken	Rabedeaux
Balloun	Gaudineer	Messerly	Reichardt
Bass	Gilley	Mogged	Rigler
Bortell	Glenn	Neu	Shaff
Briles	Griffin	Nicholson	Shirley
Brownlee	Hougen	Ollenburg	Smith
Clarke	Keith	O'Malley	Stephens
Curran	Klink	Orr	Thordsen
DeHart	Kosek	Palmer	Van Gilst
Denman	Kyhl	Parker	Walsh
Dodds	Lange	Potgeter	

Nays, 1:

Hill

Absent or not voting, 13:

Coleman	Doderer	Leonard	Schaben
Conklin	Frey	McGill	Sullivan
Davis	Lamborn	Mowry	Weimer
DeKoster			

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senate File 1303

Senator Clarke called up for consideration Senate File 1303, a bill for an act relating to the inspection of places where dead human bodies are prepared for burial or entombment and providing for a license fee and establishing a trust fund, amended by the House, and moved that the Senate concur in the following amendment:

The Senate concurred in the House amendment.

Senator Clarke moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1303) the vote was:

Ayes, 50:

Anderson	Erskine	Laverty	Potgeter
Arbuckle	Frey	Leonard	Potter
Balloun	Frommelt	Lucken	Rabedeaux
Bass	Gaudineer	Messerly	Reichardt
Bortell	Gilley	Mogged	Rigler
Briles	Glenn	Neu	Shaff
Brownlee	Griffin	Nicholson	Shirley
Clarke	Hougen	Ollenburg	Smith
Conklin	Keith	O'Malley	Stephens
Curran	Klink	Orr	Thordsen
DeHart	Kosek	Palmer	Van Gilst
Denman	Kyhl	Parker	Walsh
Dodds	Lange		

Nays, none.

Voting present, 1:

Hill

Absent or not voting, 10:

Coleman	Doderer	Mowry	Sullivan
Davis	Lamborn	Schaben	Weimer
DeKoster	McGill		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

ADOPTION OF CONFERENCE COMMITTEE REPORT

Senate File 456

Senator Hougen submitted the following report and moved its adoption:

REPORT OF CONFERENCE COMMITTEE

(Senate File 456)

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee, appointed to consider the difference between the Senate and the House of Representatives on Senate File 456, a bill for an act relating to the licensing and registration of nursing home administrators, respectfully submit the following recommendations:

1. That the Senate recede from the Senate amendment to the House amendment.

2. That the House recede from the House amendment to Senate File 456, as passed by the Senate and reprinted.

3. Amend Senate File 456, as passed by the Senate and reprinted as follows:

1. Page 2, by striking lines 3 through 13, inclusive, and inserting in lieu thereof the following:

"1. Six members shall be nursing home administrators, one of whom shall be an administrator of a nonproprietary nursing home, chosen by the governor from lists of three or more persons nominated for each such appointment by the respective professional nursing home associations in the state.

2. One administrator of a hospital.

3. One physician and surgeon, or osteopathic physician and surgeon.

4. One pharmacist, registered nurse, or educator who has had actual administrative experience in a nursing home equivalent to that required of an applicant for a license."

2. Page 3, line 22 by inserting after the word "administrator" the words "or has had equivalent experience in other health care facilities".

3. Page 3, line 22, by striking the word "immediately".

4. Page 3, by striking the sentence beginning in line 26 and ending in line 29.

5. Page 5, by adding after line 18 the following new paragraph:

"The board may also accept the voluntary surrender of such license without necessity of a hearing. In the event of the inability of the regular administrator of a nursing home to perform his duties or through death or other cause the nursing home is without a licensed administrator, a provisional administrator may be appointed on a temporary basis by the nursing home owner or owners, to perform such duties for a period not to exceed six months."

6. Page 6, by striking from line 15 all after the word "board"; all of lines 16 and 17; and from line 18 the words "required by the rules of the board" and insert in lieu thereof the words "of continued education in this field".

7. Page 6, by adding after line 30 the following new section and renumbering the subsequent section:

"If any provision of this Act is in conflict with the requirements of section 1908 of the United States Social Security Act (42 United States Code, section 1396g), relative to a state program for licensing of administrators of nursing homes, and except for such conflict the state would be entitled to receive contributions from the United States for payment of assistance under the program established pursuant to Title XIX of the United States Social Security Act (42 United States Code, sections 1396-1396g, inclusive), such provision of this Act so in conflict with said statute of the United States shall be considered as suspended and of no effect until sixty days after the convening of the next regular session of the General Assembly after such conflict is discovered."

On the part of the Senate:

CHESTER O. HOUGEN, Chairman

JOHN L. MOWEY

CHARLES K. SULLIVAN

GEORGE E. O'MALLEY

On the part of the House:

EDGAR H. HOLDEN, Chairman

NORMAN ROORDA

DEAN O. COREY

KEITH DUNTON

the amendments and recommendations contained therein were adopted.

Senator Hougen moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 456) the vote was:

Ayes, 51:

Anderson	Erskine	Laverty	Rabedeaux
Arbuckle	Frey	Leonard	Reichardt
Balloun	Gaudineer	Lucken	Rigler
Bass	Gilley	Messerly	Shaff
Bortell	Griffin	Mogged	Shirley
Briles	Hill	Neu	Smith
Brownlee	Hougen	Nicholson	Stephens
Clarke	Keith	Ollenburg	Sullivan
Curran	Klink	O'Malley	Thordsen
Davis	Kosek	Palmer	Van Gilst
DeHart	Kyhl	Parker	Walsh
Denman	Lamborn	Potgeter	Weimer
Dodds	Lange	Potter	

Nays, 3:

Frommelt	Glenn	Orr
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Absent or not voting, 7:

Coleman	DeKoster	McGill	Schaben
Conklin	Doderer	Mowry	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

ADOPTION OF SECOND CONFERENCE COMMITTEE REPORT

Senate File 1181

Senator Potter submitted the following report and moved its adoption:

REPORT OF SECOND CONFERENCE COMMITTEE

(Senate File 1181)

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the second conference committee appointed to consider the difference between the Senate and the House of Representatives on Senate File 1181, a bill for an act relating to driver license fees and their renewal, respectfully submit the following recommendations:

1. The Senate concur in amendments 1, 2, 3, 4, 5, 6, 7 and 8.

2. The House recede from amendments 9 and 10.
3. The Senate concur in amendment 11.
4. Strike section 7 of the reprinted Senate File 1181.

On the part of the House:

FLOYD H. MILLEN, Chairman
 JAMES T. CAFFREY
 DENNIS L. FREEMAN
 DEWEY E. GOODE

On the part of the Senate:

RALPH W. POTTER, Chairman
 EARL G. BASS
 PEARLE P. DeHART
 ERNEST KOSEK

The motion prevailed and the second conference committee report and the amendments and recommendations contained therein were adopted.

Senator Potter moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1181) the vote was:

Ayes, 41:

Anderson	Denman	Lamborn	Potter
Arbuckle	Dodds	Lange	Rabedeaux
Balloun	Erskine	Laverty	Rigler
Bass	Frey	Leonard	Shaff
Bortell	Gilley	Messerly	Shirley
Briles	Griffin	Mogged	Smith
Brownlee	Keith	Neu	Stephens
Clarke	Klink	Nicholson	Sullivan
Conklin	Kosek	Ollenburg	Thordsen
Curran	Kyhl	Parker	Walsh
Davis			

Nays, 15:

DeHart	Hill	Orr	Schaben
Frommelt	Luken	Palmer	Van Gilst
Gaudineer	Mowry	Potgeter	Weimer
Glenn	O'Malley	Reichardt	

Absent or not voting, 5:

Coleman	Doderer	Hougen	McGill
DeKoster			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

HOUSE AMENDMENTS CONSIDERED

Senate File 1311

Senator Conklin called up for consideration Senate File 1311, a bill for an act relating to organized athletics and courses in physical education, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 1311 by adding thereto the following new section:

Sec. 2. Section two hundred eighty point thirteen (280.13), Code 1966, is hereby amended by striking from lines

athletics.”

The Senate concurred in the House amendment.

Senator Conklin moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 1311) the vote was:

Ayes, 52:

Arbuckle	Frey	Lange	Potter
Balloun	Frommelt	Laverty	Rabedaux
Bortell	Gaudineer	Leonard	Reichardt
Briles	Gilley	Lucken	Rigler
Brownlee	Glenn	Messerly	Schaben
Clarke	Griffin	Mogged	Shaff
Conklin	Hill	Mowry	Shirley
Curran	Hougen	Neu	Smith
Davis	Keith	Ollenburg	Stephens
DeHart	Klink	O'Malley	Thordsen
Denman	Kosek	Palmer	Van Gilst
Dodds	Kyhl	Parker	Walsh
Erskine	Lamborn	Potgeter	Weimer

Nays, 2:

Bass Nicholson

Absent or not voting, 7:

Anderson	DeKoster	McGill	Sullivan
Coleman	Doderer	Orr	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 244

Senator Thordsen called up for consideration Senate File 244, a bill for an act relating to civil service, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 244, as amended and passed by the Senate, and reprinted, as follows:

1. Page 2, line 2, by striking the word and figure “seven (7)” and inserting in lieu thereof the word and figure “four (4)”.

2. By adding the following new section:

Section three hundred sixty-five point thirteen (365.13), Code 1966, is hereby amended by striking from line eight (8) the word “, but” and striking all of lines nine (9) through eighteen (18) and inserting in lieu thereof the following:

“ In cities of under twenty-five thousand (25,000) population the city council shall specify the residency requirements for chief of police. A chief of police shall maintain his civil service rights as determined by

section three hundred sixty-five point twelve (365.12) of the Code."

The Senate concurred in the House amendment.

Senator Thordsen moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 244) the vote was:

Ayes, 55:

Anderson	Frey	Leonard	Rabedeaux
Arbuckle	Frommelt	Lucken	Reichardt
Balloun	Gaudineer	Messerly	Rigler
Bass	Gilley	Mogged	Schaben
Bortell	Glenn	Mowry	Shaff
Briles	Griffin	Neu	Shirley
Brownlee	Hill	Nicholson	Smith
Clarke	Keith	Ollenburg	Stephens
Conklin	Klink	O'Malley	Sullivan
Curran	Kosek	Orr	Thordsen
Davis	Kyhl	Palmer	Van Gilst
DeHart	Lamborn	Parker	Walsh
Denman	Lange	Potgeter	Weimer
Dodds	Laverty	Potter	

Nays, none.

Absent or not voting, 6:

Coleman	Doderer	Hougen	McGill
DeKoster	Erskine		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

ADOPTION OF SENATE CONCURRENT RESOLUTION 135

Senate Concurrent Resolution 135

Senator Rigler asked and received unanimous consent to take up for consideration the following resolution and moved its adoption:

SENATE CONCURRENT RESOLUTION 135

By Rigler and Frommelt

Whereas, large numbers of resolutions have been introduced in both the Senate and the House of Representatives calling for interim studies of numerous state functions; and

Whereas, in the waning hours of the Sixty-third General Assembly it is impractical to accurately determine during floor debate the amount of hours of staff time required to complete such studies, within the limitations of funds which will be available, and assign precise priorities;

Now, Therefore, Be It Resolved by the Senate, the House Concurring: That all resolutions calling for interim studies by the Legislative Council and by the Legislative Service Bureau which have not been adopted in both

houses be delivered to the President pro tempore, on the part of the Senate, and the Speaker of the House, on the part of the House, for consideration by the Legislative Council, which shall determine priorities and authorize such studies as may be feasible within the limits of the staff, time and funds available.

The motion prevailed and the resolution was adopted.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File 382, a bill for an act relating to interest rates.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1275, a bill for an act relating to the salary of the commissioner of health.

Also: That the House has receded from divisions 15 and 16 and paragraph B of division 18; Also, the House concurred in the Senate amendments to paragraph C of division 18 of the House amendment to the Senate amendment and passed:

Senate File 1312, a bill for an act relating to the budgeting and financing of governmental programs.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1315, a bill for an act relating to dissolution of marriage, separate maintenance and annulment.

WILLIAM R. KENDRICK, Chief Clerk

CONSIDERATION OF BILLS

Senate File 1304

On motion of Senator Clarke, Senate File 1304, a bill for an act relating to voter registration, was taken up and considered.

SUBSTITUTION

Senator Clarke asked and received unanimous consent that **House File 1097** be substituted for **Senate File 1304**.

CONSIDERATION OF BILLS

House File 1097

On motion of Senator Messerly, House File 1097, a bill for an act relating to voter registration, was taken up and considered.

Senator Gaudineer asked and received unanimous consent to

on page 1344 of the Senate Journal.

Senator Frommelt asked and received unanimous consent to withdraw the amendment filed by him on April 9, 1970, and found on pages 1342-1344, inclusive, of the Senate Journal.

Senator Gaudineer offered the following amendment by Senators Rigler and Frommelt:

Amend House File 1097, as amended and passed by the House and reprinted, as follows:

1. Page 1, by striking all after the word "amended" in line 4 and all of lines 5 through 10, inclusive, and by inserting in lieu thereof the following:

"by inserting after the period in line six (6) the following:

"There is further created the office of commissioner of registration in all counties that now or hereafter have a population of fifty thousand or more. The county auditor of each such county is hereby constituted the commissioner of registration in his county. The county auditor shall register only those residents of his county who reside outside of the corporate limits of all cities in his county with a population of ten thousand or more. The city clerk of all cities with a population of ten thousand or more shall register the residents of his city."

2. Page 1, by inserting in line 25 after the word "registrar" the words "and deputy registrar".

3. Page 2, by striking in line 1 the word "county" and by inserting in lieu thereof the words "city or county, as the case may be,".

4. Page 2, by inserting in line 7 after the word "registrar" the words "or deputy registrar".

5. Page 2, by inserting after line 35 the following new paragraphs:

a. "The county auditor shall further establish at least one branch registration place in every city, town, and township under his jurisdiction that has a population of one thousand or more during the thirty-day period prior to the closing of the election register for any election for which registration is required. Such branch registration places shall be open during the evening hours upon such days and upon such Saturdays as the auditor determines will be a convenience to the eligible voter required to register pursuant to this chapter."

b. "Any person who resides in a town or township in which a branch registration place is not maintained, may register at the nearest branch registration place or the permanent registration place."

c. "The city clerk of a city where permanent registration applies shall establish at points within such city a sufficient number of branch registration places at least thirty days prior to the close of the election register for any election for which registration is required. Such branch registration places shall be open during the evening hours upon such days and upon such Saturdays as the city clerk determines will be a convenience to the eligible voter required to register pursuant to this chapter."

the places and times such branch registration places will be open by publication in a newspaper of general circulation within the respective county or city at least one week prior to the first time such branch registration places will be open.'"

6. Page 3, by adding after line 13 the following new section:

"Section four hundred forty-four point nine (444.9), Code 1966, is hereby amended by inserting after line twenty-two (22) the following new subsection:

'For maintaining voter registration by the county auditor as required by chapter forty-eight (48) of the Code, but not to exceed the annual anticipated cost thereof. The levy for this purpose shall be only upon the taxable property outside the corporate limits of all cities within the county which registers its own residents pursuant to chapter forty-eight (48) of the Code. Any unexpended balance remaining shall not be transferred to any other county fund but shall be utilized to diminish the levy for the next year. In order to comply with chapter forty-eight (48) of the Code, for the year 1970 the board of supervisors shall by resolution set the actual anticipated cost thereof. Thereafter such an amount may be expended and the warrants issued for such purpose shall be paid pursuant to section three hundred thirty-four point five (334.5) of the Code. The funds necessary to redeem such warrants shall be part of the levy for the next year.'

7. Page 3, by striking lines 1 through 4, inclusive, and inserting in lieu thereof the following:

"Sec. 9. Any person voting in the primary election June 2, 1970, shall be a permanently registered voter of any county where voter registration is required under the provisions of chapter forty-eight (48) of the Code."

On the motion of Senator Gaudineer, the amendment was adopted.

Senator Arbuckle withdrew the following amendment:

Amend House File 1097, page 3, by adding after line 13 a new section as follows:

If there are less than twenty-five thousand population in a county outside the corporate limits of a city or cities where registration is required, county registration shall be optional with the board of supervisors and no commissioner of registration for the county is required.

Senator Schaben offered the following amendment:

Amend House File 1097, page 3, by adding after line 13 a new section as follows:

"If there are less than twenty-five thousand population in a county outside the corporate limits of a city or cities where registration is required, county registration shall be optional with the board of supervisors and no commissioner of registration for the county is required."

Senator Schaben moved the adoption of the amendment and requested a roll call.

On the question "Shall the Schaben amendment be adopted?" (H.F. 1097) the vote was:

Ayes, 25:

Arbuckle	Frey	Klink	Orr
Bass	Frommelt	Lange	Palmer
Coleman	Gaudineer	Laverty	Reichardt
DeHart	Glenn	Leonard	Schaben
Denman	Griffin	Neu	Shirley
Dodds	Hill	O'Malley	Van Gilst
Doderer			

Nays, 33:

Anderson	DeKoster	Messerly	Rabedeaux
Balloun	Gilley	Mogged	Rigler
Bortell	Hougen	Mowry	Shaff
Briles	Keith	Nicholson	Smith
Brownlee	Kosek	Ollenburg	Stephens
Clarke	Kyhl	Parker	Sullivan
Conklin	Lamborn	Potgeter	Thordsen
Curran	Lucken	Potter	Walsh
Davis			

Absent or not voting, 3:

Erskine	McGill	Weimer
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The amendment lost.

Senator Messerly moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1097) the vote was:

Ayes, 36:

Anderson	Davis	Lange	Potgeter
Balloun	DeKoster	Laverty	Potter
Bass	Gilley	Lucken	Rabedeaux
Bortell	Hougen	Messerly	Rigler
Briles	Keith	Mogged	Shaff
Brownlee	Klink	Mowry	Smith
Clarke	Kosek	Nicholson	Stephens
Conklin	Kyhl	Ollenburg	Thordsen
Curran	Lamborn	Parker	Walsh

Nays, 22:

Coleman	Frommelt	Neu	Schaben
DeHart	Gaudineer	O'Malley	Shirley
Dodds	Glenn	Orr	Sullivan
Doderer	Griffin	Palmer	Van Gilst
Erskine	Hill	Reichardt	Weimer
Frey	Leonard		

Voting present, 1:

Arbuckle

Absent or not voting, 2:

Denman McGill

to have passed the Senate and the title was agreed to.

Senator Messerly moved that the vote by which **House File 1097** passed the Senate be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

SENATE FILE WITHDRAWN

Senator Messerly asked and received unanimous consent that **Senate File 1304** be withdrawn from further consideration of the Senate.

ADOPTION OF SENATE RESOLUTION 105

Senate Resolution 105

The Senate resumed consideration of Senate Resolution 105 and the amendment filed by Senator Mowry.

Senator Mowry asked and received unanimous consent to withdraw his amendment.

Senator Rigler moved the adoption of the resolution and requested a roll call.

On the question "Shall the resolution be adopted?" (S.R. 105) the vote was:

Ayes, 55:

Anderson	Erskine	Laverty	Rabedeaux
Arbuckle	Frey	Leonard	Reichardt
Balloun	Gaudineer	Lucken	Rigler
Bass	Gilley	Messerly	Schaben
Bortell	Glenn	Mogged	Shaff
Briles	Griffin	Mowry	Shirley
Brownlee	Hill	Neu	Smith
Clarke	Hougen	Nicholson	Stephens
Coleman	Keith	Ollenburg	Sullivan
Conklin	Klink	O'Malley	Thordsen
Curran	Kosek	Palmer	Van Gilst
Davis	Kyhl	Parker	Walsh
Dodds	Lamborn	Potgeter	Weimer
Doderer	Lange	Potter	

Nays, 1:

DeHart

Voting present, 1:

Orr

Absent or not voting, 4:

DeKoster Denman Frommelt McGill

The motion prevailed and the resolution was adopted.

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 173, a bill for an act relating to employment agencies and the fees charged thereby.

Also: That the House has adopted the conference committee report and the amendments contained therein and passed:

Senate File 456, a bill for an act relating to the licensing and registration of nursing home administrators.

Also: That the House has adopted the second conference committee report and the amendments contained therein and passed:

Senate File 1181, a bill for an act relating to driver license fees and their renewal.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1289, a bill for an act authorizing counties to cooperate with federal programs.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 129, congratulating and expressing appreciation to all persons and organizations that insured the success of the rubella immunization program.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 135, permitting the Legislative Council to review all resolutions calling for interim studies that have not been adopted by General Assembly; and determine the feasibility of such studies.

WILLIAM R. KENDRICK, Chief Clerk

ADOPTION OF HOUSE CONCURRENT RESOLUTION 132

House Concurrent Resolution 132

Senator Nicholson called up for consideration House Concurrent Resolution 132, found on pages 1208 and 1209 of the Senate Journal, and moved its adoption.

The motion prevailed and the resolution was adopted.

HOUSE AMENDMENTS CONSIDERED

Senate File 665

Senator Rigler called up for further consideration Senate File 665, a bill for an act relating to residency requirements for elections; compensation and training of election workers; the use of voters' oaths, affidavits, and declarations; the qualification and certification of candidates of nonparty political organizations;

absentee ballots and ballot envelopes; absentee ballots for servicemen; the prohibition of the solicitation and notarization of absentee ballots by governmental employees; the review and use of voters' lists; the time of election filings; calling district conventions after resignation of candidates; polling places; the resignation of candidates; and administration of the election laws by the secretary of state, and the House amendment found on pages 889-900, inclusive, of the 1970 Senate Journal.

Senator Glenn renewed his motion to reconsider the vote by which the following Anderson, et al., amendment to the House amendment was adopted by the Senate on March 31, 1970:

Amend the House amendment to Senate File 665 by inserting after line 597 a new section as follows:

"The provisions of this section shall apply only for the purposes of voting, registration for voting, and the election laws of this state.

A person attending any educational institution or living in the general vicinity of an educational institution with the intent of resuming his studies there, or a member of the armed forces of the United States on active duty, or a person living in a place for any other purpose which indicates a temporary presence, is presumed not to be a resident of the place where he is living during such activity or for such purpose. This section does not apply to a person whose residence was already established in such place before he began such activity or acquired such purpose.

The presumption stated in this section may be overcome by clear and convincing evidence. The burden of proof shall be on the person attempting to overcome the presumption."

Senator Kyhl took the chair at 4:50 p.m.

President Jepsen took the chair at 4:55 p.m.

Roll call was requested on the motion by Senator Glenn.

"On the question "Shall the motion to reconsider the Anderson, et al., amendment be adopted?" (S.F. 665) the vote was:

Ayes, 41:

Balloun	Doderer	Laverty	Parker
Bass	Frey	Leonard	Potgeter
Bortell	Frommelt	Messerly	Rabedeaux
Brownlee	Gaudineer	Mogged	Rigler
Clarke	Glenn	Neu	Schaben
Coleman	Griffin	Nicholson	Shirley
Conklin	Keith	Olenburg	Thordsen
Cumran	Kosek	O'Malley	Van Gilst
Davis	Kyhl	Orr	Walsh
DeKoster	Lange	Palmer	Weimer
Dodds			

Anderson
Arbuckle
DeHart
Gilley

Hill
Hougen
Klink
Lamborn

Lucken
Mowry
Potter
Reichardt

Shaff
Smith
Stephens
Sullivan

Absent or not voting, 4:

Briles

Denman

Erskine

McGill

The motion prevailed.

Senator Anderson asked and received unanimous consent to withdraw the amendment to the House amendment, filed by Senators Anderson, et al., on March 31, 1970, and found on pages 1125 and 1126 of the Senate Journal.

Senator Orr offered the following amendment to the House amendment:

Amend the House amendment, appearing on pages 889 through 900, inclusive, of the Senate Journal, to Senate File 665, as amended and passed by the House, by inserting after line 597 the following new sections:

Sec. 56. Section forty-three point eighty-three (43.83), Code 1966, as amended by House File 1020, passed by the Sixty-third General Assembly, Second Session, is hereby further amended by inserting in line seven (7) after the word "committee" the words "not less than twenty-five days prior to the date set for the special election".

Sec. 57. Section forty-three point eighty-seven (43.87), Code 1966, is hereby amended by inserting at the end thereof the following new paragraph:

"Nominations occasioned by a vacancy in an office shall be filled not less than twenty-five days prior to the date set for the special election."

Sec. 58. Section forty-three point eighty-eight (43.88), Code 1966, is hereby amended as follows:

1. By striking from lines two (2) and three (3) the words "made in case of vacancies, and nominations".

2. By inserting at the end thereof the following new paragraph:

"Nominations made to fill vacancies at a special election shall be certified to the proper official not less than twenty days prior to the date set for the special election."

Sec. 59. Section sixty-nine point fourteen (69.14), Code 1966, is hereby amended as follows:

1. By striking from line seven (7) the word "such".

2. By striking lines eight (8) and nine (9) and inserting in lieu thereof the words "not later than five days from the date the vacancy exists, a special election, giving not less than forty days notice of such election."

Sec. 60. House File 1020, section seven (7), Acts of the Sixty-third General Assembly, Second Session, which repealed and reenacted section forty-three point eight-four (43.84) Code 1966, is hereby amended by in-

paragraph the following new sentence:

"Nominations made to fill vacancies at a special election by the central committee shall be made not less than twenty-five days prior to the date set for the special election."

Senator Orr offered the following amendment to her amendment and moved its adoption:

Amend the Orr amendment, filed March 20, 1970, to the House amendment to Senate File 665 as follows:

1. By adding the following words, "In the event the special election is to fill a vacancy in the General Assembly while it is in session or within forty-five days of the convening of any session, the time limit herein provided shall not apply." after the period (.) in lines 10, 16, 25, and 42.
2. By adding after the period in line 32 the following sentence: "In the event the special election is to fill a vacancy in the General Assembly while it is in session or within forty-five days of the convening of any session, the time limit herein provided shall not apply and the Governor shall order such special election at the earliest practical time, giving at least 10 days notice thereof."

The amendment to the amendment was adopted.

On motion of Senator Orr, the amendment to the House amendment as amended was adopted.

Senator Gaudineer offered the following amendment to the House amendment and moved its adoption:

Amend the House amendment to Senate File 665 by numbering properly and adding after line 597 the following new section:

Section forty-three point ninety-one (43.91), Code 1966, is hereby amended by striking the first sentence and by inserting in lieu thereof the following:

"Each political party shall determine in its state constitution the age, which shall not be over twenty-one, at which a person is eligible to vote at a precinct caucus, be elected a precinct committeeman or committeewoman, county or state chairman and a voting delegate to a county, district, state and national convention. Each person voting in a precinct caucus or elected precinct committeeman or committeewoman shall be a resident of the precinct. Each person elected a voting delegate to a county, district, state and national convention shall be a resident of the respective county, district or state from which elected."

Roll call was requested by Senator Frommelt.

On the question "Shall the Gaudineer amendment to the House amendment be adopted?" (S.F. 665) the vote was:

Ayes, 15:

Coleman
Dodds
Doderer
Frommelt

Gaudineer
Glenn
O'Malley
Orr

Palmer
Reichardt
Schaben
Shirley

Van Gilst
Walsh
Weimer

Nays, 43:

Anderson
Arbuckle
Balloun
Bass
Bortell
Briles
Brownlee
Clarke
Conklin
Curran
Davis

DeHart
DeKoster
Frey
Gilley
Griffin
Hill
Hougen
Keith
Klink
Kosek
Kyh

Lamborn
Lange
Lavery
Leonard
Lucken
Messerly
Moggen
Mowry
Neu
Nicholson
Ollenburg

Parker
Potgeter
Potter
Rabedeaux
Rigler
Shaff
Smith
Stephens
Sullivan
Thordsen

Absent or not voting, 3:

Denman

Erskine

McGill

The amendment to the House amendment lost.

Senator Clarke asked and received unanimous consent to withdraw the amendment to the House amendment filed by him on April 2, 1970, and found on page 1189 of the Senate Journal.

Senator Clarke asked and received unanimous consent to withdraw the amendment to the House amendment filed by him on April 9, 1970, and found on pages 1341 and 1342 of the Senate Journal.

Senator Clarke offered the following amendment to the House amendment and moved its adoption:

Amend the House amendment to Senate File 665, appearing on pages 889 through 900, inclusive, of the Senate Journal as follows:

1. By inserting after line 125 the following:
"If applicant had a prior address outside this county the following information is required: My prior address was in county, state of"
2. By striking from line 134 the word "Voter" and inserting in lieu thereof the word "Applicant".
3. By inserting after line 161 the following:
"If applicant had a prior address outside this county the following information is required: My prior address was in county, state of"
4. By striking from line 170 the word "Voter" and inserting in lieu thereof the word "Applicant".

The amendment to the House amendment was adopted.

On motion of Senator Clarke, the Senate concurred in the House amendment as amended.

Senator Clarke moved that the bill as amended by the House, further amended and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 665) the vote was:

Ayes, 46:

Balloun	Gaudineer	Leonard	Rabedeaux
Bass	Gilley	Lucken	Reichardt
Bortell	Glenn	Mogged	Rigler
Briles	Griffin	Mowry	Shaff
Brownlee	Hill	Neu	Shirley
Clarke	Keith	Nicholson	Smith
Curran	Klink	Ollenburg	Stephens
Davis	Kosek	Orr	Thordsen
DeKoster	Kyhl	Parker	Van Gilst
Dodds	Lamborn	Potgeter	Walsh
Erskine	Lange	Potter	Weimer
Frommelt	Laverty		

Nays, 11:

Anderson	DeHart	Messerly	Schaben
Coleman	Frey	O'Malley	Sullivan
Conklin	Hougen	Palmer	

Voting present, 1:

Arbuckle

Absent or not voting, 3:

Denman	Doderer	McGill
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

REPORTS OF COMMITTEES

Senator Messerly submitted the following report:

MR. PRESIDENT: Your committee on appropriations, to which was referred **House File 1366**, a bill for an act to make appropriations to certain counties and named persons in settlement of claims made against the State of Iowa, begs leave to report it has had the same under consideration and recommends the same **do pass**.

FRANCIS L. MESSERLY, Chairman

Ordered passed on file.

Senator Balloun submitted the following report:

MR. PRESIDENT: Your committee on conservation and recreation, to which was referred **House File 1341**, a bill for an act to create a scenic rivers system in this state, begs leave to report it has had the same under consideration and recommends the same **do pass**.

CHARLES F. BALLOUN, Chairman

Ordered passed on file.

Senator Shaff submitted the following reports:

MR. PRESIDENT: Your committee on ways and means, to which was referred House File 1233, a bill for an act to provide for an Iowa beef council, and to impose an excise tax on sales of beef cattle and veal calves for slaughter, begs leave to report it has had the same under consideration and recommends the same be amended in accordance with the ways and means committee amendment filed March 26, 1970, and found on page 1084 of the Senate Journal, and when so amended the bill do pass.

ROGER J. SHAFF, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on ways and means, to which was referred House File 1241, a bill for an act to establish a limit on property tax levies for county school systems, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend House File 1241, page 1, by striking lines 20 through 28 inclusive.

ROGER J. SHAFF, Chairman

Ordered passed on file.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up for consideration House File 1366.

House File 1366

On motion of Senator Griffin, House File 1366, a bill for an act to make appropriations to certain counties and named persons in settlement of claims made against the State of Iowa, was taken up and considered.

Senator Griffin asked and received unanimous consent to withdraw the amendment filed by him on April 14, 1970, and found on page 1434 of the Senate Journal.

Senator Griffin offered the following amendment by Senators Griffin, Gaudineer and DeHart and moved its adoption:

Amend House File 1366, as amended and passed by the House, page 1, by striking lines 15 and 16.

The amendment was adopted.

Senator Griffin offered the following amendment and moved its adoption:

Amend House File 1366 as follows:

1. Page 2, line 18, by striking the figure "654.10" and inserting in lieu thereof the figure "1,654.10".
2. Page 2, line 22, by striking the figure "799.82" and inserting in lieu thereof the figure "1,799.82".
3. Page 3, line 14, by striking the figure "847.00" and inserting in lieu thereof the figure "1,847.00".

The amendment was adopted.

Senator Griffin moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1366) the vote was:

Ayes, 55:

Anderson	Doderer	Lamborn	Potter
Balloun	Erskine	Lange	Rabedeaux
Bass	Frey	Lavery	Reichardt
Bortell	Frommelt	Leonard	Rigler
Briles	Gaudineer	Mogged	Schaben
Brownlee	Gilley	Mowry	Shaff
Clarke	Glenn	Neu	Shirley
Coleman	Griffin	Nicholson	Smith
Conklin	Hill	Ollenburg	Stephens
Curran	Hougen	O'Malley	Sullivan
Davis	Keith	Orr	Thordsen
DeHart	Klink	Palmer	Van Gilst
DeKoster	Kosek	Parker	Weimer
Dodds	Kyhl	Potgeter	

Nays, 1:

Arbuckle

Absent or not voting, 5:

Denman	McGill	Messerly	Walsh
Lucken			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1367, a bill for an act relating to motor vehicle fees.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1067, a bill for an act relating to the identification of cattle for quarantine purposes for bovine brucellosis eradication.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 134, commending radio station WOI for providing excellent live broadcasts throughout the sessions of the Sixty-third General Assembly.

WILLIAM R. KENDRICK, Chief Clerk

HOUSE MESSAGE CONSIDERED

House File 1367, a bill for an act relating to motor vehicle laws.

Read first time and passed on file.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up for consideration House File 1367.

House File 1367

On motion of Senator Rigler, House File 1367, a bill for an act relating to motor vehicle laws, was taken up and considered.

Senator Rigler moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1367) the vote was:

Ayes, 55:

Anderson	Dodds	Kyhl	Potgeter
Arbuckle	Doderer	Lamborn	Potter
Balloun	Erskine	Lange	Rabedeaux
Bass	Frey	Laverty	Reichardt
Bortell	Frommelt	Leonard	Rigler
Briles	Gaudineer	Lucken	Schaben
Brownlee	Gilley	Mogged	Shaff
Clarke	Glenn	Mowry	Shirley
Coleman	Griffin	Neu	Smith
Conklin	Hill	Ollenburg	Stephens
Curran	Hougen	O'Malley	Thordsen
Davis	Keith	Orr	Van Gilst
DeHart	Klink	Palmer	Weimer
DeKoster	Kosek	Parker	

Nays, 1:

Nicholson

Absent or not voting, 5:

Denman	Messery	Sullivan	Walsh
McGill			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

HOUSE AMENDMENTS CONSIDERED

Senate File 1315

Senator Neu called up for consideration Senate File 1315, a bill for an act relating to public records concerning dissolution of marriage, separate maintenance, and annulment, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 1315 by adding thereto the following:

5. Section one (1) is amended by striking therefrom the word and number "thirty-three (33)" and inserting in lieu thereof the word and number "thirty-five (35)".

6. Section nine (9) is amended by striking the first

sentence and inserting in lieu thereof the following new sentence:

"Hearings for dissolution of marriage shall be held in open court upon the oral testimony of witnesses, or upon the depositions of such witnesses taken as in other equitable actions or taken by a commissioner appointed by the court."

The Senate concurred in the House amendment.

Senator Neu moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1315) the vote was:

Ayes, 53:

Anderson	Frey	Laverty	Potgeter
Arbuckle	Frommelt	Leonard	Potter
Balloun	Gaudineer	Lucken	Rabedaux
Bass	Gilley	Messerly	Reichardt
Bortell	Glenn	Mogged	Rigler
Briles	Griffin	Mowry	Schaben
Clarke	Hill	Neu	Shaff
Coleman	Hougen	Nicholson	Shirley
Conklin	Klink	Ollenburg	Smith
Davis	Kosek	O'Malley	Stephens
DeHart	Kyhl	Orr	Thordson
DeKoster	Lamborn	Palmer	Van Gilst
Dodds	Lange	Parker	Walsh
Erskine			

Nays, none.

Absent or not voting, 8:

Brownlee	Benman	Keith	Sullivan
Curran	Doderer	McGill	Weimer

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 173

Senator Rigler called up for consideration Senate File 173, a bill for an act relating to employment agencies and the fees charged thereby, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 173 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section ninety-four point six (94.6), Code 1966, is hereby amended by striking from line eleven (11) the word "five" and inserting in lieu thereof the word "eight".

Sec. 2. Section ninety-four point six (94.6), Code 1966, is hereby further amended by inserting in line sixteen (16) after the word "enterprises" the words "or to fees charged solely to employers where no fee is charged to the employee."

Roll call was requested.

On the question "Shall the Senate concur in the House amendment?" (S.F. 173) the vote was:

Ayes, 36:

Arbuckle	Frey	Lucken	Rabedeaux
Balloun	Gilley	Messerly	Rigler
Bortell	Keith	Mogged	Schaben
Briles	Klink	Mowry	Shaff
Brownlee	Kosek	Nicholson	Smith
Clarke	Kyhl	Ollenburg	Stephens
Davis	Lamborn	O'Malley	Sullivan
DeHart	Lange	Parker	Thordsen
Erskine	Laverty	Potter	Walsh

Nays, 19:

Anderson	Frommelt	Leonard	Reichardt
Bass	Gaudineer	Neu	Shirley
Coleman	Glenn	Orr	Van Gilst
DeKoster	Griffin	Palmer	Weimer
Doderer	Hill	Potgeter	

Voting present, 1:

Hougen

Absent or not voting, 5:

Conklin	Denman	Dodds	McGill
Curran			

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

Senator Rigler moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 173) the vote was:

Ayes, 45:

Anderson	DeKoster	Lamborn	Potter
Arbuckle	Denman	Lange	Rabedeaux
Balloun	Dodds	Laverty	Reichardt
Bortell	Erskine	Lucken	Rigler
Briles	Frey	Messerly	Schaben
Brownlee	Gilley	Mogged	Shaff
Clarke	Hougen	Mowry	Smith
Coleman	Keith	Nicholson	Stephens
Conklin	Klink	Ollenburg	Sullivan
Curran	Kosek	O'Malley	Thordsen
Davis	Kyhl	Parker	Walsh
DeHart			

Nays, 14:

Bass	Griffin	Orr	Shirley
Doderer	Hill	Palmer	Van Gilst
Gaudineer	Leonard	Potgeter	Weimer
Glenn	Neu		

Absent or not voting, 2:

Frommelt McGill

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President pro tempore Lange presiding.

HOUSE AMENDMENT CONSIDERED

Senate File 1187

Senator Neu called up for consideration Senate File 1187, a bill for an act relating to the establishment of a university in western Iowa, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 1187 as passed by the Senate by striking all of Section 1 and substituting in lieu thereof the following:

Section 1. The board of regents shall terminate all actions with respect to the purchasing of land for a western Iowa institution as authorized by chapter six (6), section four (4), Acts of the Sixty-second General Assembly. Any unencumbered balance of moneys appropriated to the board of regents pursuant to chapter six (6), section four (4), Acts of the Sixty-second General Assembly, shall remain with the board of regents and shall not be used for any other purpose until the governor's advisory committee on education has completed its study on the need and feasibility of an institution in western Iowa at Atlantic and until the legislature acts thereon.

The Senate concurred in the House amendment.

Senator Neu moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1187) the vote was:

Ayes, 39:

Balloun	Doderer	Lucken	Rabedeaux
Bortell	Frey	Messerly	Reichardt
Briles	Frommelt	Mogged	Rigler
Brownlee	Gilley	Mowry	Shaff
Clarke	Griffin	Neu	Shirley
Curran	Keith	Ollenburg	Smith
Davis	Klink	Orr	Stephens
DeHart	Kyhl	Parker	Sullivan
DeKoster	Lange	Potgeter	Walsh
Denman	Laverty	Potter	

Nays, 16:

Anderson	Dodds	Kosek	O'Malley
Bass	Gaudineer	Lamborn	Palmer
Coleman	Glenn	Leonard	Schaben
Conklin	Hill	Nicholson	Thordsen

Absent or not voting, 6:

Arbuckle	Hougen	Van Gilst	Weimer
Erskine	McGill		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

SENATE CONCURRENT RESOLUTION 128 WITHDRAWN

Senator Reichardt asked and received unanimous consent to withdraw **Senate Concurrent Resolution 128**, filed April 6, 1970, and found on pages 1247 and 1248 of the Senate Journal.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up for consideration House File 1341.

House File 1341

On motion of Senator Erskine, House File 1341, a bill for an act to create a scenic rivers system in this state, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Anderson offered the following amendment and moved its adoption:

Amend House File 1341 by striking on page 3, lines 10 through 15.

The amendment was adopted.

Senator Glenn moved that House File 1341 be laid on the table.

Division was called for.

The motion prevailed and House File 1341 was laid on the table.

Senator Frommelt moved that the Senate take House File 1341 from the table.

The motion prevailed and the Senate resumed consideration of House File 1341.

Senator Gaudineer offered the following amendment and moved its adoption:

Amend House File 1341, page 2, by striking lines 10 through

25 inclusive and by renumbering the remaining sections in conformity therewith.

The amendment was adopted.

Senator Erskine moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1341) the vote was:

Rule 24 was invoked.

Ayes, 88:

Anderson	Frey	Lucken	Reichardt
Balloun	Gilley	Messerly	Rigler
Briles	Keith	Mogged	Schaben
Brownlee	Klink	Neu	Shaff
Curran	Kosek	Ollenburg	Shirley
DeKoster	Kyhl	O'Malley	Sullivan
Denman	Lamborn	Palmer	Van Gilst
Dodds	Lange	Parker	Walsh
Doderer	Laverty	Rabedeaux	Weimer
Erskine	Leonard		

Nays, 20:

Arbuckle	Davis	Hill	Potgeter
Bass	DeHart	Hougen	Portier
Clarke	Frommelt	Mowry	Smith
Coleman	Gaudineer	Nicholson	Stephens
Conklin	Glenn	Orr	Thordsen

Absent or not voting, 8:

Bortell	Griffin	McGill
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Erskine moved that the vote by which **House File 1341** passed the Senate be reconsidered and the motion to reconsider be laid on the table.

Roll call was requested.

On the question "Shall the motion to reconsider be laid on the table?" (H.F. 1341) the vote was:

Rule 24 was invoked.

Ayes, 89:

Anderson	Davis	Kosek	Neu
Arbuckle	DeKoster	Kyhl	Ollenburg
Balloun	Denman	Lamborn	Parker
Bortell	Erskine	Lange	Rabedeaux
Briles	Frey	Laverty	Reichardt
Brownlee	Gilley	Leonard	Rigler
Clarke	Griffin	Lucken	Schaben
Conklin	Keith	Messerly	Shaff
Curran	Klink	Mogged	

Thordsen	Van Gilst	Walsh	Weimer
Nays, 19:			
Bass	Frommelt	Mowry	Potgster
Coleman	Gaudineer	Nicholson	Potter
DeHart	Glenn	O'Malley	Shirley
Dodds	Hill	Orr	Stephens
Doderer	Hougen	Palmer	
Absent or not voting, 8:			
McGill	Smith	Sullivan	

The motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

Mr. PRESIDENT: I am directed to inform your honorable body that the House has concurred in Senate amendment to and passed the following bill in which the concurrence of the House was asked:

House File 1097, a bill for an act relating to voter registration.

Also: That the House has concurred in Senate amendment to the House amendment and passed the following bill in which the concurrence of the House was asked:

Senate File 665, a bill for an act relating to residency requirements for elections.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1817, a bill for an act relating to disabled and retired firemen and policemen.

WILLIAM R. KENDRICK, Chief Clerk

MOTION TO SUSPEND RULES

Senator Rigler asked unanimous consent to take up for consideration **House File 1241**.

Objection was raised.

Senator Rigler moved that the rules be suspended and that **House File 1241** be taken up for immediate consideration.

President Jepsen took the chair.

APPOINTMENT OF SECOND CONFERENCE COMMITTEE

President Jepsen announced the appointment of the second conference committee on Senate File 640, on the part of the Senate: Senators Davis, chairman; Stephens, Griffin and Smith.

REPORT OF THE SECOND CONFERENCE COMMITTEE (Senate File 640)

We, the undersigned members of the second conference committee appointed to consider the difference between the Senate and the House of

Representatives on Senate File 640, a bill for an act relating to school budget hearings; the basic school tax formula and allocation of state equalization aid to public schools; establishment of certain limitations for school district expenses; provision for and program budgeting development within the individual school districts, respectfully submit the following recommendations:

1. That the Senate recede from divisions 5, 8 and 14 of the Senate amendment.

2. That the House concur in divisions 1, 2, 4, 11, 12 and 13 of the Senate amendment.

3. Strike all of division 3 of the Senate amendment and insert in lieu thereof the following:

"8. By striking lines 23 through 28, inclusive, and inserting in lieu thereof the following:

"The allowable growth for the year ended December 31, 1969, shall be fixed and established at forty-three (43) dollars. This allowable growth shall be in lieu of the above computation for use in the school fiscal year beginning July 1, 1970, and ending June 30, 1971, and for that year only."

4. Strike all of division 6 of the Senate amendment and insert in lieu thereof the following:

"6. By striking lines 93 through 113, inclusive, and inserting in lieu thereof the following:

"Sec. 8. Chapter three hundred fifty-six (356), section eight (8), Acts of the Sixty-second General Assembly is hereby repealed and the following section enacted in lieu thereof:

"The state comptroller shall compute the distribution of the moneys in the basic school tax equalization fund as follows: Distribute to each school district in the basic school tax unit its share on the basis of number of pupils in fall enrollment in the district to the total number of pupils in fall enrollment for the basic school tax unit. For those districts which were limited in their expenditures by the school budget review committee for sharing of state equalization aid, there shall be deducted from their share of the distribution of the basic school tax equalization fund forty percent of such limitation; the amounts so disallowed shall be distributed to the other school districts in the basic school tax unit on the basis of the number of pupils in fall enrollment in the district to the total number of pupils in fall enrollment (exclusive of districts which were limited) for the basic school tax unit.

The amount determined by the state comptroller for each district shall be distributed by the county treasurer on the tenth day of the month following the month of collection. A report of the distribution so made shall be certified by each county treasurer to the state department of public instruction. Also, the fall enrollment figure for each school district shall be compared with the average daily membership for the same school year by the state department of public instruction. In the event of substantial variance, in any school district, that district shall be called upon to explain the variance to the budget review committee, which may order a reduction in county equalization funds for the next school year immediately following the year of variances in proportion to any variances or part thereof not satisfactorily explained."

5. Amend division 7, by striking in line 43 of the Senate amendment the words "resident pupils" and inserting in lieu thereof "pupils resident in that district".

6. Strike division 9 of the Senate amendment and insert in lieu thereof the following:

"9. Line 179 by inserting after the word 'inclusive' the following: 'and by inserting before the word "Each" in line 10 "Sec. 34."."

7. Strike all of division 10 of the Senate amendment and insert in lieu thereof the following:

"10. By striking from line 197 the words 'twenty percent for' and insert in lieu thereof the words 'twenty-five percent,' and striking all of lines 198 through the word 'expenditure' in line 202."

It is further recommended that whereas it is the consensus of the conference committee that most taxpayers are not fully informed as to the source of funds available to local districts and that such information is not readily available to them in easy understandable terms, the state comptroller is hereby requested to release to the members of the General Assembly and to the news media, including all newspapers in the state, a breakdown containing for each district in the area served by such media, but not less than the county equalization unit, the following information and such other information as may be of interest:

ON A PER PUPIL BASIS—

Total income tax paid
State Equalization and Income Tax Aid
Ag-land tax credits
Personal property tax credit
Homestead exemption

Total millage (local and school house fund)

Added or decreased millage because of local budget being under or over "allowable growth"

Amount in dollars per pupil contributed to and received from the county basic equalization unit

Average Daily Membership

Proposed per pupil cost for current year.

On the part of the Senate:

WILSON L. DAVIS, Chairman
RICHARD L. STEPHENS
JAMES W. GRIFFIN, SR.
MARVIN W. SMITH

On the part of the House:

NORMAN ROORDA, Chairman
LeROY S. MILLER
LAVERNE W. SCHROEDER
RICHARD M. RADL

SENATE RESOLUTION 106

By Reichardt

Whereas, the University of Iowa and Iowa State University have a primary responsibility to the people of this state in the administration of their respective athletic and related extra-curricular activities; and

Whereas, an intrastate football rivalry between these two universities has long been desired by the people of Iowa and such rivalry would produce substantial financial revenue which would be retained within the state; and

Whereas, it would enhance the athletic status of both universities in the eyes of Iowa's stellar high school athletes and would tend to keep more of these young men in our state; and

Whereas, under a recent N.C.A.A. rule, the University of Iowa and Iowa State University are allowed to increase their respective football schedules by one game; and

Whereas, under Big Ten Conference rules, the University of Iowa, having already scheduled eight conference games for the 1971 and 1972 football seasons, may schedule the eleventh game with a nonconference opponent; and

Whereas, it would be in the best interests of the respective universities and all Iowans if football contests are scheduled between the two teams prior to the scheduled 1977-82 football contests; *Now, Therefore*,

Be It Resolved by the Senate, That the Sixty-third General Assembly of the State of Iowa urges that football games be scheduled during the 1971 and 1972 football seasons between the University of Iowa and Iowa State University.

Be It Further Resolved, That copies of this resolution be transmitted to the Presidents of Iowa State University and the University of Iowa, the Board of Control of Athletics at the University of Iowa, and the Athletic Council at Iowa State University.

EXPLANATION OF VOTE ON SENATE FILE 1312

Since there was inadequate state funding provided in section 8 of the House amendment to Senate File 1312, I could not vote for it.

I'm in favor of repeal of the personal property tax on cattle, but not at the price of putting it on other property taxes which also ought to be repealed in a complete tax reform.

JOAN ORR

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 14, 1970, the Governor had approved and transmitted to the Secretary of State the following bills:

- S. F. 58—Relating to the compensation for members of examining boards.
- S. F. 594—Relating to fees charged for licenses of motor vehicle manufacturers, distributors, wholesalers, factory representatives, and distributor branch representatives.
- S. F. 1168—Relating to the state educational radio and television facility board.
- S. F. 1203—To regulate insurance holding company systems.
- S. F. 1307—To authorize exercise of a purchase-option by the army board and to appropriate funds therefor; and to authorize the sale upon certain conditions of the property so acquired.

Also:

A communication was received announcing that on April 15, 1970, the Governor had approved and transmitted to the Secretary of State the following bill:

- H. F. 1190—To legalize and validate the proceedings of the Board of Directors of the Oelwein Community School District, in the counties of Fayette and Buchanan, State of Iowa, authorizing and providing for the sale and issuance of school building bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said school district.

On motion of Senator Rigler, the Senate stood at ease until the fall of the gavel.

he Senate resumed session, President pro tempore Lange presiding.

Senator Rigler asked and received unanimous consent that the pending procedure be recorded in the journal at the official beginning of the ninety-fifth day.

VISITORS

Twenty-six students from Colo Elementary School, Colo, Iowa, accompanied by Mrs. Lounsberry.

ADOPTION OF SENATE RESOLUTION 106

Senate Resolution 106

Senator Reichardt asked and received unanimous consent to take Senate Resolution 106, found on pages 1473 and 1474 of the 190 Senate Journal, and moved its adoption.

Senator Mowry moved the previous question on the resolution.

Roll call was requested.

On the question "Shall debate be closed on the pending question?" (R. 106) the vote was:

Ayes, 21:

Arderson	Griffin	Kyhl	Mowry
Buckley	Hougen	Laverty	Parker
Cloune	Keith	Lucken	Potter
Cass	Klink	Messerly	Stephens
DeWitt	Kosek	Mogged	Sullivan
Edgerton			

Nays, 24:

Edgerton	Gaudineer	Potgeyer	Shirley
Edgerton	Gilley	Rabedeaux	Smith
Edgerton	Hill	Reichardt	Thordsen
Hart	Lange	Rigler	Van Gilst
Edgerton	Nicholson	Schaben	Walsh
Edgerton	Palmer	Shaff	Weimer

Absent or not voting, 16:

Edgerton	DeKoster	Glenn	Neu
Edgerton	Denman	Lamborn	Ollenburg
Edgerton	Doderer	Leonard	O'Malley
Edgerton	Frey	McGill	Orr

The motion lost.

On motion of Senator Reichardt, the resolution was adopted.

CONFERENCE COMMITTEE APPOINTMENT

The President of the Senate announced the resignation of Senator Griffin from the second conference committee on **Senate File 640** and the appointment of Senator Doderer to fill the vacancy.

MOTION TO SUSPEND RULES WITHDRAWN

Senator Rigler renewed his motion to suspend the rules and take up for consideration **House File 1241**.

Senator Rigler withdrew his motion.

CONSIDERATION OF BILLS

Senator Rigler asked and received unanimous consent to take up for consideration House File 1233.

House File 1233

On motion of Senator Clarke, House File 1233, a bill for an act relating to the levy of an excise tax on cattle and veal calves sold for slaughter, and the collection and distribution of such taxes, with reports of committees recommending amendment and passage, was taken up, considered, and the reports of the committees adopted.

Senator Shaff offered the following committee amendment and moved its adoption:

Amend House File 1233, as passed by the House and reprinted, page 5, by inserting after line 3 the following section and renumbering the subsequent section:

“Every producer, even though not a member thereof, shall be entitled to vote in elections of persons to be directors of the Iowa beef cattle producers association in the same manner as if he were a member. Directors thus elected shall elect from their number the officers referred to in section one hundred eighty-one point on (181.1) of the Code.”

The amendment was adopted.

Senator Schaben offered the following amendment and called for a division of the amendment in to three divisions:

Amend House File 1233, as passed by the House and reprinted, as follows:

Division 1.

1. Page 1, by inserting after line 13 the following new subsection:

“3. For the purposes of this Act, ‘executive committee’ means two members appointed by the Iowa beef cattle producers association, two members appointed by the Iowa livestock feeders association, the secretary of agriculture, the dean of the college of agriculture of the Iowa state university of science and technology, and a member of the faculty of Iowa state university of science and technology engaged in the teaching of animal husbandry designated by the dean of the college of agriculture.”

Division 2.

2. Page 2, by striking lines 13 through 32, inclusive, and inserting in lieu thereof the following new sections:

"Sec. 4. No excise tax shall be assessed or collected under the provisions of this Act until the secretary of agriculture finds that the assessment has been assented to by referendum vote. The secretary, upon the request of any fifty beef producers, shall conduct an initial referendum by written ballot to determine such assent, after giving due notice of intention to conduct the referendum.

Notice of any referendum on the question of whether to initiate or extend an excise tax shall be given by publication for a period of not less than five days in a newspaper of general circulation in the state and in such other newspapers as the secretary may prescribe. No referendum shall be commenced prior to five days after the last day of the period of publication. The notice of referendum shall set forth the period and voting places for the referendum, and the amount of the excise tax to be collected if the referendum is favorable.

Sec. 5. Each producer, upon signing a statement certifying that he is a bona fide producer, as defined in this Act, shall be entitled to one vote. At the close of the referendum period, the secretary of agriculture shall count and tabulate the ballots filed during the referendum period. If the secretary finds that a majority of the total number of producers voting favor the assessment, the excise tax provided in this Act shall be assessed and levied within ninety days.

The ballots shall constitute complete and conclusive evidence for use in any finding made by the secretary under the provisions of this Act. The secretary may prescribe additional procedures as necessary to conduct a referendum.

Any assessment adopted following the initial referendum shall become of no force or effect four years after its adoption, unless it is extended for additional periods of four years by another referendum. Ninety days prior to termination of the initial assessment period or any extension period, the secretary shall cause notice to be published in accordance with section four (4) of this Act, and a referendum on the question of whether the excise tax should be extended for an additional four-year period shall be conducted. If the secretary finds that a majority of the total number of producers voting favor the assessment, the excise tax shall continue to be levied for an additional four years from the ending date of the preceding four-year period.

In the event of the failure of the initial referendum, a second initial referendum may be called by producers within one hundred eighty days after the secretary's determination on the first referendum. In the event of failure of the second initial referendum to pass, no further referendums shall be conducted.

Sec. 6. Upon determination by the secretary of agriculture that assent to assessment has been given, there shall be assessed and levied an excise tax of ten cents per head on all beef cattle and five cents per head on all veal calves sold for slaughter. The tax shall be due at or before the time animals are first sold for purposes of slaughter, and shall be paid at a time the council may, by rule or regulation, prescribe, but not later than the last day of the month following the end of the prior reporting period in which animals are sold.

The tax shall be assessed and levied on any person selling beef cattle or veal calves for slaughter, at the time of delivery of the animals for sale, and shall be deducted by the first purchaser from the price paid to the seller. The first purchaser, at the time of sale, shall make and deliver to the producer separate invoices for each purchase, showing the name and address of the producer and the first purchaser, the number and kind of animals sold, and the date of sale."

3. By renumbering the remaining sections.

Division 3.

4. Page 3, by striking lines 11 through 17, inclusive, and inserting in lieu thereof the following:

"At least thirty percent of the funds remaining thereafter shall be remitted to the national livestock and meat board. The remaining moneys".

Senator Schaben moved the adoption of division 1 of his amendment.

Division was called for.

Division 1 of the amendment was adopted.

Senator Schaben moved the adoption of division 2 of his amendment.

Roll call was requested by Senator Clarke.

On the question "Shall division 2 of the amendment be adopted?" (H.F. 1233) the vote was:

Ayes, 29:

Anderson	Frommelt	Lucken	Reichardt
Balloun	Gaudineer	Messerly	Rigler
Briles	Glenn	O'Malley	Schaben
Brownlee	Griffin	Orr	Shirley
Denman	Hill	Palmer	Sullivan
Dodds	Lange	Potgeter	Van Gilst
Erskine	Leonard	Rabedeaux	Weimer
Frey			

Nays, 24:

Bass	Gilley	Laverty	Parker
Bortell	Hougen	Mogged	Potter
Clarke	Keith	Mowry	Shaff
Coleman	Klink	Neu	Smith
Curran	Kosek	Nicholson	Stephens
DeKoster	Kyhl	Ollenburg	Thorsen

Absent or not voting, 8:

Arbuckle	Davis	Doderer	McGill
Conklin	DeHart	Lamborn	Walsh

Division 2 of the amendment was adopted.

Senator Schaben moved the adoption of division 3 of his amendment.

Division was called for.

Division 3 of the amendment lost.

Senator Potgeter offered the following amendment and moved its adoption:

Amend House File 1233, as passed by the House and reprinted, page 1, line 25, by inserting after the word "enter" the words "at a reasonable time".

The amendment was adopted.

Senator Potgeter offered the following amendment and moved its adoption:

Amend House File 1233, as passed by the House and reprinted, page 3, line 9, by inserting after the word "tax," the following: "the expenses of its agents".

The amendment was adopted.

Senator Shirley offered the following amendment and called for a division of the amendment:

Amend House File 1233, as amended and passed by the House, as follows:

Division 1.

1. Page 3, by adding the following after the period (.) in line 1:

"The executive committee shall furnish uniform application for refund forms and postpaid envelopes properly addressed to the executive committee to each purchaser charged by this chapter with remitting the excise tax in sufficient number to make said refund forms and envelopes readily available to all producers. A purchaser charged by this chapter with remitting the excise tax shall display said application for refund forms and envelopes in a prominent position in its place of business and make the same readily available to all producers."

Division 2.

2. Page 5, by adding the following new section:

"Sec. 11. All rules and regulations of the executive committee heretofore or hereinafter promulgated shall be subject to the provisions of chapter seventeen A (17A) of the Code."

Senator Shirley offered the following amendment to division 1 of the amendment and moved its adoption:

Amend the Shirley amendment, filed April 15, 1970, to House File 1233 by striking the word "postpaid" from line 6 thereof.

The amendment to division 1 was adopted.

On motion of Senator Shirley, division 1 of the amendment as amended was adopted.

On motion of Senator Shirley, division 2 of the amendment was adopted.

Senator Coleman moved to reconsider the vote by which division 1 of the Schaben amendment was adopted by the Senate.

Division was called for.

The motion lost.

President Jepsen took the chair.

Senator Reichardt moved to reconsider the vote by which division 2 of the Schaben amendment was adopted by the Senate and called for a division.

The motion lost.

Senator Schaben offered the following amendment:

Amend House File 1233 as follows:

Page 3, by inserting in line 10 before the period (.) the following:

“; but in no event shall more than ten percent of the funds collected be used for such purposes and for administrative purposes by the executive committee”.

Senator Coleman raised a point of order on the amendment for the reason that the same subject matter had been considered by the Senate.

The Chair ruled the point not well taken and the amendment in order.

Senator Schaben moved the adoption of his amendment.

The amendment lost.

Senator Clarke moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question “Shall the bill pass?” (H.F. 1233) the vote was:

Ayes, 43:

Anderson	Davis	Klink	Nicholson
Arbuckle	DeHart	Kosek	Ollenburg
Balloun	Dodds	Kyhl	O'Malley
Bortell	Doderer	Lamborn	Orr
Briles	Gaudineer	Laverty	Palmer
Clarke	Gilley	Mogged	Parker
Coleman	Hougen	Mowry	Potgeter
Curran	Keith	Neu	Potter

Rabedeaux
Reichardt
Rigler

Shaff
Shirley
Smith

Stephens
Thordsen
Van Gilst

Walsh
Weimer

Nays, 14:

Bass
Brownlee
Conklin
DeKoster

Erskine
Frommelt
Glenn
Hill

Lange
Leonard
Lucken

Messerly
Schaben
Sullivan

Absent or not voting, 4:

Denman

Frey

Griffin

McGill

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has concurred in Senate amendment to and passed the following bill in which the concurrence of the House was asked:

House File 1346, a bill for an act relating to the furnishing of medical care to families whose income is insufficient to meet costs of medical care.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 126, amending Senate Concurrent Resolution 38, First Regular Session, Sixty-third General Assembly.

Also: That the House has reconsidered the vote by which the House adopted:

Senate Concurrent Resolution 125 and has filed an amendment thereto.

WILLIAM R. KENDRICK, Chief Clerk

Senator Rigler moved that the Senate adjourn until 2:00 p.m., Thursday, April 16, 1970.

Roll call was requested.

On the question "Shall the motion to adjourn be adopted?" the vote was:

Ayes, 45:

Anderson
Arbuckle
Balloun
Bass
Bortell
Briles
Brownlee
Clarke
Coleman
Conklin
Curran
Davis

DeHart
DeKoster
Erskine
Frommelt
Gaudineer
Gilley
Hougen
Keith
Klink
Kosek
Kyh

Lamborn
Lange
Laverty
Leonard
Lucken
Mogged
Mowry
Neu
Nicholson
Ollenburg
Parker

Potgeter
Potter
Rabedeaux
Rigler
Schaben
Shaff
Smith
Stephens
Thordsen
Van Gilst
Walsh

Nays, 6:

Dodds Glenn	Hill Orr	Shirley	Weimer
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Voting present, 1:

O'Malley

Absent or not voting, 9:

Denman Doderer Frey	Griffin McGill	Messerly Palmer	Reichardt Sullivan
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AMENDMENTS' FILED

1 Amend House File 1241 as follows:

2 1. Page 1, line 8, by striking the word "three" and
3 inserting in lieu thereof the word "four".4 2. Page 1, line 12, by striking the word "three" and
5 inserting in lieu thereof the word "four".

ARTHUR A. NEU
JOHN WALSH
C. JOSEPH COLEMAN

1 Amend House File 1241, page 1, by adding after line 15 a
2 new subsection as follows:3 "3. By inserting after the period in line twelve (12) a new
4 sentence as follows:5 'Subject to the foregoing limitation no county school system
6 shall levy for tax years payable after 1970 more than forty
7 per cent more than the amount levied for payment in 1970.'

CHESTER HOUGEN

1 Amend House File 1241, as amended and passed by the
2 House, by adding after line 28 the following new section:3 Chapter two hundred eighty-one (281), Code 1966,
4 is hereby amended by adding thereto the following new
5 section:6 "In the event a county or merged county school system
7 must exceed the four mill levy in order to provide the
8 various districts within its system, special education
9 services or curriculum required by this chapter, such
10 county or merged county school system shall make
11 application to the school budget review committee for
12 authority to exceed the four mill limit imposed by
13 this Act. The school budget review committee shall,
14 after allowing the applying county or merged county
15 school system an opportunity to be heard orally upon
16 such application and reviewing any other plans, data,
17 or matters it considers important, upon a finding
18 that the proposed special education services or
19 curriculum are required by this chapter, and in order to
20 provide such special education services such county or
21 merged county school system must exceed the four mill
22 limit imposed by the Act, allow the expenditures and
23 additional levy required. If the school budget review

24 committee finds that the special education services or
25 curriculum to be provided are not required by this
26 chapter, it shall deny the application. The decision
27 of the school budget review committee shall be final."

LEE H. GAUDINEER, JR.
LUCAS J. DeKOSTER
GEORGE E. O'MALLEY

1 Amend House File 1241, as amended and passed by the
2 House, by adding after line 28 the following new section:
3 "In the event the limitations provided for herein would
4 curtail any special services or curriculum provided for
5 under chapter two hundred eighty-one (281), Code 1966,
6 the services and curriculum for the mentally and physically
7 handicapped shall be given precedence. In the event of
8 any dispute, an application may be filed with the school
9 budget review committee who shall determine the issue."

CHESTER HOUGEN

The motion prevailed and the Senate adjourned until 2:00 p.m.,
Thursday, April 16, 1970.

JOURNAL OF THE SENATE

NINETY-FIFTH DAY

SENATE CHAMBER,
DES MOINES, IOWA, THURSDAY, APRIL 16, 1970.

The Senate met in regular session, President Jepsen presiding.

Prayer was offered by the Reverend James Louk, pastor of the United Methodist Church, St. Charles, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Wednesday, April 15, 1970, was approved as corrected.

ADOPTION OF CONCURRENT RESOLUTIONS

House Concurrent Resolution 141

Senator Rigler called up for consideration House Concurrent Resolution 141, found on pages 1441 and 1442 of the Senate Journal, and moved its adoption.

The motion prevailed and the resolution was adopted.

Senate Concurrent Resolution 113

Senator DeKoster called up for consideration Senate Concurrent Resolution 113, found on page 781 of the Senate Journal.

Senator Frommelt offered the following amendment and moved its adoption:

Amend Senate Concurrent Resolution 113, found on page 781 of the Senate Journal, by striking lines 5 and 6.

The amendment lost.

Senator DeKoster moved the adoption of the resolution.

Roll call was requested.

On the question "Shall the resolution be adopted?" (S.C.R. 113) the vote was:

Ayes, 39:

Anderson	Clarke	DeKoster	Hill
Arbuckle	Conklin	Erskine	Hougen
Balloun	Curran	Frey	Keith
Bortell	Davis	Gilley	Kosek
Brownlee	DeHart	Griffin	Kyhl

Lamborn	Mowry	Potgeter	Shirley
Lange	Neu	Potter	Smith
Leonard	Nicholson	Rabedeaux	Stephens
Messerly	Ollenburg	Rigler	Van Gilst
Mogged	Parker	Shaff	

Nays, 5:

Dodds	Glenn	Orr	Palmer
Frommelt			

Absent or not voting, 17:

Bass	Gaudineer	McGill	Sullivan
Briles	Klink	O'Malley	Thordsen
Coleman	Laverty	Reichardt	Walsh
Denman	Lucken	Schaben	Weimer
Doderer			

The motion prevailed and the resolution was adopted.

MOTION TO RECONSIDER

Senator Mowry asked and received unanimous consent to take up the following motion and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which House File 1366 passed the Senate.

CHARLES K. SULLIVAN

The motion prevailed.

Senator Mowry moved to reconsider the vote by which House File 1366 went to its last reading, which motion prevailed.

CONSIDERATION OF BILLS

House File 1366

On motion of Senator Mowry, House File 1366, a bill for an act to make appropriations to certain counties and named persons in settlement of claims made against the State of Iowa, was taken up for further consideration.

Senator Mowry moved to reconsider the vote by which the Griffin, Gaudineer and DeHart amendment of April 15, 1970, was adopted, which motion prevailed.

Senator Griffin asked and received unanimous consent to withdraw the amendment.

Senator Mowry moved to reconsider the vote by which the Griffin amendment of April 15, 1970, was adopted, which motion prevailed.

Senator Griffin asked and received unanimous consent to withdraw the amendment.

Senator Mowry offered the following amendment by Senators Mowry and Griffin and moved its adoption:

Amend House File 1366, as amended and passed by the House, as follows:

1. Page 2, line 18, by striking the figure "654.10" and inserting in lieu thereof the figure "1,154.10".
2. Page 2, line 20, by striking the figure "512.00" and inserting in lieu thereof the figure "1,012.00".
3. Page 2, line 22, by striking the figure "799.82" and inserting in lieu thereof the figure "1,299.82".
4. Page 3, line 6, by striking the figure "711.53" and inserting in lieu thereof the figure "1,211.53".
5. Page 3, line 14, by striking the figure "847.00" and inserting in lieu thereof the figure "1,347.00".

The amendment was adopted.

Senator Mowry moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1366) the vote was:

Ayes, 53:

Anderson	Frey	Lange	Parker
Arbuckle	Frommelt	Laverty	Potgeter
Balboun	Gaudineer	Leonard	Potter
Bortell	Gilley	Lucken	Rabedeaux
Briles	Glenn	Messerly	Rigler
Brownlee	Griffin	Mogged	Schaben
Clarke	Hill	Mowry	Shaff
Conklin	Hougen	Neu	Shirley
Curran	Keith	Nicholson	Smith
Davis	Klink	Ollenburg	Stephens
DeHart	Kosek	O'Malley	Thorsen
DeKoster	Kyhl	Orr	Van Gilst
Dodds	Lamborn	Palmer	Walsh
Erskine			

Nays, none.

Absent or not voting, 8:

Bass	Denman	McGill	Sullivan
Coleman	Doderer	Reichardt	Weimer

The bill having received a constitutional and two-thirds majority was declared to have passed the Senate and the title was agreed to.

ADOPTION OF SECOND CONFERENCE COMMITTEE REPORT

Senate File 640

Senator Davis called up for consideration the following report and moved its adoption:

CORRECTED REPORT OF THE
SECOND CONFERENCE COMMITTEE
(Senate File 640)

We, the undersigned members of the second conference committee appointed to consider the difference between the Senate and the House of Representatives on Senate File 640, a bill for an Act relating to school budget hearings; the basic school tax formula and allocation of state equalization aid to public schools; establishment of certain limitations for school district expenses; provision for and program budgeting development within the individual school districts, respectfully submit the following recommendations:

1. That the Senate recede from divisions 5, 8 and 14 of the Senate amendment.

2. That the House concur in divisions 1, 2, 4, 10, 11, 12 and 13 of the Senate amendment.

3. Strike all of division 3 of the Senate amendment and insert in lieu thereof the following:

"3. By striking lines 23 through 28, inclusive, and inserting in lieu thereof the following:

"The allowable growth for the year ended December 31, 1969, shall be fixed and established at fifty-three (53) dollars. This allowable growth shall be in lieu of the above computation for use in the school fiscal year beginning July 1, 1970, and ending June 30, 1971, and for that year only."

4. Strike all of division 6 of the Senate amendment and insert in lieu thereof the following:

"6. By striking lines 93 through 113, inclusive, and inserting in lieu thereof the following:

'Sec. 8. Chapter three hundred fifty-six (356), section eight (8), Acts of the Sixty-second General Assembly is hereby repealed and the following section enacted in lieu thereof:

"The state comptroller shall compute the distribution of the moneys in the basic school tax equalization fund as follows: Distribute to each school district in the basic school tax unit its share on the basis of number of pupils in fall enrollment in the district to the total number of pupils in fall enrollment for the basic school tax unit. For those districts which were limited in their expenditures by the school budget review committee for sharing of state equalization aid, there shall be deducted from their share of the distribution of the basic school tax equalization fund forty percent of such limitation; the amounts so disallowed shall be distributed to the other school districts in the basic school tax unit on the basis of the number of pupils in fall enrollment in the district to the total number of pupils in fall enrollment (exclusive of districts which were limited) for the basic school tax unit.

The amount determined by the state comptroller for each district shall be distributed by the county treasurer on the tenth day of the month following the month of collection. A report of the distribution so made shall be certified by each county treasurer to the state department of public instruction. Also, the fall enrollment figure for each school district shall be compared with the average daily membership for the same school year by the state department of public instruction. In the event of substantial variance, in any school district, that district shall be called upon to explain the variance to

the budget review committee, which may order a reduction in county equalization funds for the next school year immediately following the year of variances in proportion to any variances or part thereof not satisfactorily explained.” ”

5. Amend division 7, by striking in line 43 of the Senate amendment the words “resident pupils” and inserting in lieu thereof “pupils resident in that district”.

6. Strike division 9 of the Senate amendment and insert in lieu thereof the following:

“9. Line 179 by inserting after the word ‘inclusive’ the following: ‘and by inserting before the word “Each” in line 10 “Sec. 34.”’.”

It is further recommended that whereas it is the consensus of the conference committee that most taxpayers are not fully informed as to the source of funds available to local districts and that such information is not readily available to them in easy understandable terms, the state comptroller is hereby requested to release to the members of the General Assembly and to the news media, including all newspapers in the state, a breakdown containing for each district in the area served by such media, but not less than the county equalization unit, the following information and such other information as may be of interest:

ON A PER PUPIL BASIS—

Total income tax paid
 State Equalization and Income Tax Aid
 Ag-land tax credits
 Personal property tax credit
 Homestead exemption
 Total millage (local and school house fund)
 Added or decreased millage because of local budget being under or over
 “allowable growth”
 Amount in dollars per pupil contributed to and received from the county
 basic equalization unit
 Average Daily Membership
 Proposed per pupil cost for current year

On the part of the Senate:

WILSON L. DAVIS, Chairman
 RICHARD L. STEPHENS
 MARVIN W. SMITH

On the part of the House:

NORMAN ROORDA, Chairman
 LAVERNE W. SCHROEDER
 LEROY S. MILLER
 RICHARD M. RADL

The motion prevailed and the conference committee report and the amendments and recommendations contained therein were adopted.

Senator Davis moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 640) the vote was:

Ayes, 39:

Anderson	Brownlee	DeHart	Gilley
Arbuckle	Clarke	DeKoster	Griffin
Bortell	Conklin	Denman	Klink
Briles	Davis	Frommelt	Kosek

Kyhl	Mogged	Parker	Shaff
Lamborn	Mowry	Potgeter	Smith
Lange	Neu	Potter	Stephens
Laverty	Nicholson	Reichardt	Thordsen
Lucken	Ollenburg	Rigler	Walsh
Messerly	O'Malley	Schaben	

Nays, 14:

Curran	Gaudineer	Orr	Shirley
Doderer	Glenn	Palmer	Van Gilst
Erskine	Hill	Rabedeaux	Weimer
Frey	Keith		

Voting present, 1:

Balloun

Absent or not voting, 7:

Bass	Dodds	Leonard	Sullivan
Coleman	Hougen	McGill	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

MOTION TO SUSPEND RULES LOST

Senator Ollenburg asked unanimous consent to take up for consideration **House File 1241**, a bill for an act to establish a limit on property tax levies for county school systems.

Objection was raised.

Senator Ollenburg moved to suspend the rules and take up for consideration House File 1241.

Roll call was requested by Senator Gaudineer.

On the question "Shall the motion to suspend the rules be adopted?" (H.F. 1241) the vote was:

Rule 24 was invoked.

Ayes, 32:

Balloun	Erskine	Lamborn	Potgeter
Bortell	Frey	Lange	Potter
Briles	Gilley	Lucken	Rabedeaux
Clarke	Griffin	Mogged	Rigler
Conklin	Keith	Neu	Schaben
Davis	Klink	Nicholson	Stephens
DeKoster	Kosek	Ollenburg	Thordsen
Denman	Kyhl	Parker	Walsh

Nays, 22:

Anderson	Frommelt	Messerly	Reichardt
Arbuckle	Gaudineer	Mowry	Shaff
Brownlee	Glenn	O'Malley	Shirley
Curran	Hill	Orr	Van Gilst
DeHart	Hougen	Palmer	Weimer
Doderer	Laverty		

Absent or not voting, 7:

Bass	Dodds	McGill	Sullivan
Coleman	Leonard	Smith	

Having failed to receive a two-thirds majority, the motion was lost.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has concurred in Senate amendment to and passed the following bill in which the concurrence of the House was asked:

House File 1233, a bill for an act providing for an Iowa beef council.

Also: That the House has concurred in Senate amendment to and passed the following bill in which the concurrence of the House was asked:

House File 1341, a bill for an act to create a scenic rivers system.

Also: That the House has concurred in Senate amendment to and passed the following bill in which the concurrence of the House was asked:

House File 1366, a bill for an act to appropriate to certain persons in settlement of claims against the state.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1293, a bill for an act to provide auxiliary educational services to students attending nonpublic schools.

WILLIAM R. KENDRICK, Chief Clerk

President pro tempore Lange took the chair at 4:40 p.m.

HOUSE AMENDMENT CONSIDERED**Senate File 1293**

Senator Walsh called up for consideration Senate File 1293, a bill for an act to provide auxiliary educational services to students attending nonpublic schools, amended by the House as follows:

Amend Senate File 1293 as follows:

1. By striking lines 4 through 7 inclusive and inserting in lieu thereof the following:

"Section 1. Section two hundred fifty-seven point twenty-six (257.26), Code 1966, is hereby amended by adding thereto the following: School districts and county".

2. By striking from line 13 all after the period and all of lines 14 through 19 inclusive.

Senator Potgeter took the chair at 5:30 p.m.

President Jepsen took the chair at 5:56 p.m.

On motion of Senator Walsh, the Senate concurred in the House amendment.

Senator Walsh moved that the bill as amended by the House and

concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1293) the vote was:

Ayes, 37:

Balloun	Frommelt	Leonard	Reichardt
Briles	Gaudineer	Messerly	Rigler
Brownlee	Glenn	Mogged	Schaben
Clarke	Griffin	Neu	Shaff
Conklin	Keith	O'Malley	Shirley
Davis	Klink	Palmer	Thordsen
DeKoster	Lamborn	Parker	Van Gilst
Denman	Lange	Potgeter	Walsh
Doderer	Laverty	Rabedeaux	Weimer
Frey			

Nays, 14:

Anderson	Hill	Mowry	Orr
Bortell	Hougen	Nicholson	Potter
Curran	Kosek	Ollenburg	Stephens
Gilley	Kyhl		

Voting present, 1:

Arbuckle

Absent or not voting, 9:

Bass	Dodds	Lucken	Smith
Coleman	Erskine	McGill	Sullivan
DeHart			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

EXPLANATION OF VOTE

I voted against the suspension of rules on House File 1241 because it was in violation of an agreement which I had with the Majority Party Leadership to consider Senate File 1293, Auxiliary Educational Services Bill prior to the consideration of any other bill, and due to the lateness of the hour, immediately before final adjournment, had the controversial House File 1241 been considered, it was quite evident that the Auxiliary Services Bill would not have been considered and therefore would not have passed the Sixty-third General Assembly. In the interest of passing a much needed Auxiliary Services Bill which provides special education to children attending private schools, I found it necessary to urge the Senate to live up to the previous commitment which the Senate did by refusing to suspend the rules thereby making consideration and passage of Senate File 1293 possible.

ANDREW FROMMELT

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Mogged, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully re-

ports that it has examined and finds correctly enrolled: Senate Joint Resolution 1006; Senate Files 120, 238, 326, 659, 1064, 1130, 1273, 1275, 1277 and 1313.

CHARLES G. MOGGED
Chairman, Senate Committee
ELIZABETH SHAW
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: Senate Joint Resolution 1006; Senate Files 120, 238, 326, 659, 1064, 1130, 1273, 1275, 1277 and 1313.

RESOLUTION SENT TO THE SECRETARY OF STATE

Senator Mogged, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 16th day of April, 1970, sent to the Secretary of State for deposit: Senate Joint Resolution 1006.

CHARLES G. MOGGED, Chairman

Passed on file.

BILLS SENT TO THE GOVERNOR

Senator Mogged, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 16th day of April, 1970, sent to the Governor for his approval: Senate Files 120, 238, 326, 659, 1064, 1130, 1273, 1275, 1277 and 1313.

CHARLES G. MOGGED, Chairman

Passed on file.

PRESENTATION OF CHAIRS

Senator Lange asked and received unanimous consent that Senators Rigler and O'Malley be presented with the chairs which they occupied during their years of service in the Senate.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the corrected second conference committee report and the amendments contained therein and passed:

Senate File 640, a bill for an act relating to school budget hearings.

Also: That the House has adopted the following concurrent resolution

in which the concurrence of the House was asked:

Senate Concurrent Resolution 111, presenting the President of the Senate and the Speaker of the House with the chairs they occupied during the session.

Also: That the House has amended and adopted the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 125, relating to the sine die adjournment of the Sixty-third General Assembly.

WILLIAM R. KENDRICK, Chief Clerk

PROTEST

Pursuant to Article III, section 10, Constitution of the State of Iowa, we hereby protest the legality of any action taken by the General Assembly from and after 4:58 o'clock p.m., central standard time, April 15, 1970, because the Iowa House had adjourned, sine die, as of that time and date and thereafter reconvened, reconsidered such sine die resolution, and amended it; all of which is patently illegal and unconstitutional.

ANDREW FROMMELT
LEE H. GAUDINEER, JR.
ALAN SHIRLEY

ADOPTION OF HOUSE AMENDMENT TO SENATE CONCURRENT RESOLUTION 125

Senate Concurrent Resolution 125

Senator Rigler called up for consideration Senate Concurrent Resolution 125, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate Concurrent Resolution 125 by striking from lines two (2) and three (3) the words and figures, "five o'clock p.m., Wednesday, April 15, 1970" and inserting in lieu thereof the following: "six o'clock p.m., Thursday, April 16, 1970."

The motion prevailed and the Senate concurred in the House amendment.

Senator Rigler moved the adoption of the resolution as amended by the House and concurred in by the Senate, which motion prevailed.

AMENDMENT FILED

- 1 Amend the Neu-Walsh-Coleman amendment to House File
- 2 1241 by striking from line 3 the word "four" and inserting
- 3 in lieu thereof "three and one-half".
- 4 Further amend line 5 by striking the word "four" and
- 5 inserting in lieu thereof "three and one-half".

FRANCIS L. MESSERLY

On motion of Senator Rigler, the Senate recessed until the fall of the gavel.

The Senate reconvened, President Jepsen presiding.

COMMITTEE TO NOTIFY THE GOVERNOR

Senator Kyhl moved that a committee of five be appointed by the President of the Senate to notify the Governor that the Senate was ready to adjourn in accordance with Senate Concurrent Resolution 125.

The motion prevailed and the President appointed as such committee Senators Kyhl, O'Malley, Walsh, Frommelt and Laverty.

COMMITTEE TO NOTIFY THE HOUSE

Senator Clarke moved that a committee of four be appointed by the President of the Senate to notify the House that the Senate was ready to adjourn in accordance with Senate Concurrent Resolution 125.

The motion prevailed and the President appointed as such committee Senators Clarke, Griffin, Gaudineer and Lange.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Mogged, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 173, 244, 344, 382, 456, 640, 665, 1067, 1181, 1187, 1232, 1289, 1293, 1303, 1311, 1312, 1315 and 1317; House Files 595, 767, 1097, 1133, 1198, 1220, 1233, 1275, 1279, 1294, 1322, 1325, 1339, 1341, 1346, 1359, 1366 and 1367.

CHARLES G. MOGGED
Chairman, Senate Committee
ELIZABETH SHAW
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: Senate Files 173, 244, 344, 382, 456, 640, 665, 1067, 1181, 1187, 1232, 1289, 1293, 1303, 1311, 1312, 1315, 1317; House Files 595, 767, 1097, 1133, 1198, 1220, 1233, 1275, 1279, 1294, 1322, 1325, 1339, 1341, 1346, 1359, 1366 and 1367.

BILLS SENT TO THE GOVERNOR

Senator Mogged, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on the 16th day of April, 1970, sent to the Governor for his approval: Senate Files 173, 244, 344, 382, 456, 640, 665, 1067, 1181, 1187, 1232, 1289, 1293, 1303, 1311, 1312, 1315 and 1317.

CHARLES G. MOGGED, Chairman

Passed on file.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and announced that the House was ready to adjourn.

REPORT OF THE COMMITTEE TO NOTIFY THE HOUSE

Senator Clarke reported that the committee appointed to notify the House that the Senate was ready to adjourn had performed its duty.

The report was received and the committee discharged.

REPORT OF THE COMMITTEE TO NOTIFY THE GOVERNOR

Senator Kyhl reported that the committee appointed to notify the office of the Governor that the Senate was ready to adjourn had performed its duty, and that the Governor had sent the following message:

OFFICE OF THE GOVERNOR

State Capitol

Des Moines, Iowa 50319

April 16, 1970

The Honorable Roger W. Jepsen

President of the Senate

Sixty-third General Assembly

State Capitol

Des Moines, Iowa

Honorable Members of the General Assembly:

I want to express to you both my personal appreciation and that of the many citizens of Iowa for your service during the Sixty-third General Assembly, the second session of which you are completing today.

Being a legislator is not easy. You must first win an election. Then you must sacrifice your time and undertake an arduous and laborious job fraught with tension and terrific pressure. In addition, as a legislator, you are a constant target for criticism.

But despite these demands, we in Iowa can still count on courageous and devoted citizens to respond to the call of lawmaking service. As lawmakers, the experiences you have are unique and never fully under-

stood by most people, one reason being that most individuals would never venture into such an arena and subject themselves to such risks and sacrifices.

Our society and its problems are increasingly complex and ever-changing. Iowa is caught up in this constant change. Yet we are adjusting—and we must continue to adjust to it—wisely.

State government, under the new federalism taking place before our eyes, is being called upon to play a greater role—a pivotal role—in our federal system to deal with those problems and changes. The ability of the legislature to carry out its function—policy-making—is indispensable to the success of the State of Iowa.

Therefore, it is worthy to recall that the people of Iowa and you in the General Assembly have recognized the value of the legislature to strengthen itself through annual sessions, constructive legislative committee-work between sessions, close working relationships between the executive and legislative branches of government, and between the Senate and the House.

You have made history this year as you pioneered annual sessions. You have come to grips with the need for this modernization in state government and have beaten a path for future General Assemblies to travel.

It has not, however, been without loss. Several of our most distinguished and seasoned legislators on both sides of the aisle have chosen not to return. Especially, I single out the majority floor leaders of both houses, Senator Robert Rigler and Representative Ralph McCartney, who have contributed years of outstanding leadership.

I would be less than honest if I were to lead you to believe this session left me with no disappointments. Several major issues came within an eyelash of final passage, such as: (1) a unified court change, which must eventually happen if we are to modernize our court system so that it commands the respect which the judicial process must have; (2) the collective bargaining bill, which would have provided a framework within which to meet a growing need in the personnel area of government; (3) the establishment of photos on drivers' licenses, which are important for identification, convenience, and law enforcement; and (4) the reorganization of the Iowa Liquor Control Commission, as recommended by the Governor's Economy Committee in only one of its many excellent proposals. There are, of course, other measures that did not reach this distance.

However, it seems to be human nature and easy to look for—and see—failures and to dwell on shortcomings. Let us instead see the bright side, which includes many striking accomplishments performed by the Sixty-third General Assembly. Many of these accomplishments, for which I am most appreciative, were recommendations that I made to you in my Inaugural and State of the State Messages.

Of great importance to Iowans is that you helped me hold down spending within our means to finance it. You did not raise taxes despite those who continually advocated tax increases, notwithstanding the fact that sufficient money was available to meet the state's needs. To have raised taxes again, on top of the already troublesome local tax burdens, would have been a grave mistake.

You followed my recommendations to transfer funds from the sales tax that this state has been diverting from the general fund for additional highway revenue. By making this transfer, we can live up to the challenge of aiding our senior citizens who cannot support themselves no matter how much they are willing, and we will utilize funds to effectively fight

pollution and to help our cities and towns substantially in financing sewage treatment facilities.

You have enacted progressive "people interest" laws. To name a few:

You have passed for the first time a constitutional amendment permitting nineteen and twenty-year-old citizens to vote, a move which will enable and encourage our bright young people to share in the responsibilities and benefits of the political processes.

You have given new hope to our elderly citizens in a number of ways.

You have wisely made sweeping changes in our divorce laws that will encourage reconciliation of couples strained with domestic difficulties, but changes which will minimize the scars when a dissolution of marriage is ultimately unavoidable.

You have provided fairer treatment for persons, particularly the farmer, whose land is sought to be taken through the process of eminent domain.

You have substantially improved laws for the wage-earner, including an increase of workmen's compensation benefits and modernization of laws relating to migrant workers and child labor.

You have seen the advantage of supporting a summer program to help our disadvantaged youth find jobs and go to work.

You have shown concern for the farmer by passing legislation relative to assessment of farm land so that productivity will be considered.

You have provided more financial aid to education in Iowa than ever before in the history of the state, with increases to our state universities, area community colleges, private colleges and universities—through a new tuition grant program, and to our local schools. Add to this the new lifesaving breath given to nonpublic schools, plus the effort to slow down local school spending without jeopardizing quality education, and you have produced a commendable record.

You have taken forthright steps to meet the needs of our cities and towns by providing more state financial assistance than has ever before been made available: by appropriating money for water pollution control facilities, by increasing road money for cities, by making a state aid grant, and by establishing the Division of Municipal Affairs.

You have supported our law enforcement efforts through the establishment of a long-needed State Crime Laboratory, by tightening up drunk driving laws, and by providing narcotics agents in the Department of Public Safety.

You have passed laws for the improvement of government at all levels, including a first step for four-year terms for elective state officials, functional classification of highways, improvement of the school aid formula, election reforms, and the adoption of some Economy Committee recommendations.

Let us look ahead with eager anticipation to what can be done during the 1971 and 1972 sessions of the next legislature. Despite the fact that more than 60 percent of state revenue collected is returned to local levels of government, and despite the fact that the state, during this biennium, increased the amount it returns to help defray the expenses of local schools by 23 percent, school costs have increased twice as fast as the state's economic growth. By resolution, you have agreed to probe the tax picture of

this state in search of more equitable and fair methods of taxing our citizenry. This is commendable and I encourage such action.

There are no quick, simple solutions to these complex and vexing tax problems, but you and I must work toward taxes that are both equitable and within reasonable bounds for all Iowans. At the same time, all concerned Iowans should be looking at how their tax dollars on all levels of government are being spent.

During this same period, you will have the opportunity to familiarize yourselves with the many splendid economy measures: recommendations that can result in millions of dollars in savings for the state and the taxpayer. All governmental taxing bodies today must examine closely their spending and taxing practices.

To all of you who have worked with me and the executive branch of government on a basis of mutual goodwill, respect, and cooperation, thank you.

Sincerely,

ROBERT D. RAY
Governor

The report was received and the committee discharged.

Before final adjournment, Lieutenant Governor Jepsen extended his thanks to Senators Lange, Rigler and Potgeter for their cooperation and assistance during the session. He commended the Secretary of the Senate, Carroll Lane, and his staff for giving to Iowa the most accurate and honest record of the Senate's activities in the entire nation. He also extended special thanks and goodbyes to retiring Senators O'Malley, Lucken and Clarke.

FINAL ADJOURNMENT

By virtue of Senate Concurrent Resolution 125, duly adopted, the day of April 16, 1970, having arrived, President Jepsen declared the Sixty-third General Assembly adjourned sine die.

SUPPLEMENT TO THE SENATE JOURNAL

BILLS APPROVED SUBSEQUENT TO ADJOURNMENT

The following list shows the bills approved by the Governor and transmitted to the Secretary of State after the close of the second regular session:

- H. F. 1251—Relating to child labor. Approved April 17, 1970.
- S. F. 238—Relating to the enforcement of laws and regulations regarding narcotic drugs, counterfeit drugs and depressants, and stimulant drugs. Approved April 24, 1970.
- S. F. 382—Relating to interest rates. Approved April 24, 1970.
- S. F. 1275—Relating to the salary of the commissioner of health. Approved April 24, 1970.
- H. F. 1081—Relating to waterworks employees group insurance. Approved April 24, 1970.
- H. F. 1082—Relating to coverage of waterworks employees group insurance. Approved April 24, 1970.
- S. F. 1101—Specifically providing that cities and towns within the outside boundaries of any soil conservation district are a part of such district. Approved April 27, 1970.
- S. F. 1319—Relating to licenses in the practice of medicine. Approved April 27, 1970.
- S. F. 326—Legalizing professional boxing and wrestling. Approved April 29, 1970.
- S. F. 1187—Relating to the establishment of a university in western Iowa. Approved April 29, 1970.
- S. F. 1293—Providing auxiliary educational services to students attending nonpublic schools. Approved April 29, 1970.
- H. F. 1203—Relating to maximum income for persons eligible for low-rent housing. Approved April 29, 1970.
- S. F. 1060—Transferring the unexpended and unencumbered balance of the capital appropriation made by the Sixty-second General Assembly for a new medium security institution for men at Anamosa, to be used to develop a regional detention facility at or near the existing men's reformatory at Anamosa and to supplement the appropriation made by the Sixty-third General Assembly, First Session, for the old age assistance program and to provide for reimbursement of the state by counties for a portion of the cost of operating said regional detention facility. Approved May 1, 1970.
- S. F. 1202—Relating to the biennial appropriation of the higher education facilities commission. Approved May 1, 1970.

- S. F. 1278—Relating to the homestead tax credit. Approved May 1, 1970.
- H. F. 184—Relating to removal of dead or diseased trees, the assessments of costs and issuance of special assessment bonds therefor. Approved May 1, 1970.
- H. F. 241—Relating to the payment of attorney fees to court-appointed attorneys. Approved May 1, 1970.
- H. F. 499—Relating to the war orphans educational aid fund. Approved May 1, 1970.
- H. F. 1093—Relating to joint planning commissions. Approved May 1, 1970.
- H. F. 1133—Legalizing and validating the proceedings of the board of supervisors of Mitchell County, Iowa, authorizing and providing for the issuance of county public hospital bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said county. Approved May 1, 1970.
- H. F. 1187—Relating to the administration of chemical tests for determining intoxication. Approved May 1, 1970.
- H. F. 1188—Relating to required eye safety equipment used in schools. Approved May 1, 1970.
- H. F. 1232—Relating to motor fuel used in watercraft, the creation of a marine fuel tax fund, and the allocation and appropriation of such fund to the use of the conservation commission. Approved May 1, 1970.
- H. F. 1257—Relating to claims against the state. Approved May 1, 1970.
- H. F. 1278—Legalizing and validating the proceedings of the board of directors of the Mount Vernon Community School District in the counties of Linn, Jones, and Johnson, State of Iowa, in connection with the purchase under a real estate installment purchase contract of certain real estate by said board of directors from Grace E. West and Gail West Hull and declaring the validity of said contract and that said contract shall constitute a valid and binding obligation of said school district. Approved May 1, 1970.
- H. F. 1294—Relating to the taxation of financial institutions and credit unions, and the taxation of moneys and credits. Approved May 1, 1970.
- H. F. 1307—Legalizing and validating the proceedings of the board of directors of the Henderson consolidated school district, in the county of Mills, State of Iowa, confirming and authorizing the sale of certain real property. Approved May 1, 1970.
- H. F. 1357—Appropriating funds from the primary road fund to the state highway commission for payment of claims arising out of activities of the state highway commission. Approved May 1, 1970.

- H. F. 1358—Making an appropriation to the state highway commission from the primary road fund for the purpose of making payments for expenses incurred in administering the merit system. Approved May 1, 1970.
- H. F. 1364—Making appropriations to the appointive members of the capitol planning commission for per diem compensation for services rendered. Approved May 1, 1970.
- H. F. 1365—Making an appropriation for use in employing personnel and other expenses for inspection of moisture-measuring devices. Approved May 1, 1970.
- S. F. 244—Relating to civil service workers. Approved May 5, 1970.
- S. F. 344—Relating to the law-enforcement officers' training academy and transfer of funds therefor, and pertaining to the powers of the police provided for under chapter eighteen (18) of the Code. Approved May 5, 1970.
- S. F. 456—Relating to the licensing and registration of nursing home administrators. Approved May 5, 1970.
- S. F. 659—Relating to lost warehouse receipts. Approved May 5, 1970.
- S. F. 1064—Relating to the annual report of the commerce commission. Approved May 5, 1970.
- S. F. 1067—Relating to the identification of cattle for quarantine purposes for bovine brucellosis eradication. Approved May 5, 1970.
- S. F. 1078—Appropriating from the biennial appropriation of the department of social services for capital improvements at the Iowa Soldiers' Home at Marshalltown. Approved May 5, 1970.
- S. F. 1111—Relating to election precincts. Approved May 5, 1970.
- S. F. 1117—Relating to federal tax lien registration. Approved May 5, 1970.
- S. F. 1130—Relating to average daily membership for public high school districts. Approved May 5, 1970.
- S. F. 1181—Relating to driver license fees and their renewal. Approved May 5, 1970.
- S. F. 1232—Relating to the establishment of sanitary disposal projects, authorizing a tax therefor, making an appropriation therefor, and providing penalties for violations thereof. Approved May 5, 1970.
- S. F. 1273—Authorizing cooperation between this state and other states which extend a like comity in the collection of delinquent unemployment contributions, penalties, interest, and benefit overpayments. Approved May 5, 1970.

- S. F. 1276—Relating to encouraging persons to seek treatment for drug addiction or dependency. Approved May 5, 1970.
- S. F. 1277—Relating to exercise of governmental powers by the state commerce commission, providing penalties, authority to compromise, and appeals procedures. Approved May 5, 1970.
- S. F. 1289—Authorizing counties to cooperate with federal programs and to appropriate funds. Approved May 5, 1970.
- S. F. 1300—Amending Senate File 1088, Acts of the Sixty-third General Assembly, Second Session, to assure the right of protest and appeal of assessments thereunder. Approved May 5, 1970.
- S. F. 1303—Relating to the inspection of places where dead human bodies are prepared for burial, or entombment and providing for a license fee and establishing a trust fund. Approved May 5, 1970.
- S. F. 1311—Relating to organized athletics and courses in physical education. Approved May 5, 1970.
- S. F. 1313—Relating to indemnification of officers, directors, employees, and agents of business corporations. Approved May 5, 1970.
- S. F. 1315—Relating to dissolution of marriage, separate maintenance, and annulment. Approved May 5, 1970.
- S. F. 1317—Relating to disabled and retired firemen and policemen. Approved May 5, 1970.
- H. F. 193—Relating to income tax. Approved May 5, 1970.
- H. F. 277—Relating to driver education instructors. Approved May 5, 1970.
- H. F. 581—Relating to municipal utility retirement systems. Approved May 5, 1970.
- H. F. 1018—Relating to fees collected on the county level of government. Approved May 5, 1970.
- H. F. 1169—Relating to the investment of funds of life insurance companies. Approved May 5, 1970.
- H. F. 1233—Relating to the levy of an excise tax on cattle and veal calves sold for slaughter, and the collection and distribution of such taxes. Approved May 5, 1970.
- H. F. 1243—Relating to the definition, licensing, inspection, and regulation of health care facilities, and providing for adoption of rules, enforcement procedures, and penalties. Approved May 5, 1970.
- H. F. 1253—Relating to recording instruments of homestead ownership. Approved May 5, 1970.

- H. F. 1309—Relating to required secondary school curriculum. Approved May 5, 1970.
- H. F. 1325—Relating to members of the county conservation board. Approved May 5, 1970.
- H. F. 1329—Prohibiting false reports and information regarding crimes, fires, and accidents and providing a penalty for violations. Approved May 5, 1970.
- H. F. 1334—Relating to computation of interest and penalties on income tax. Approved May 5, 1970.
- H. F. 1339—Creating the American revolution bicentennial commission, prescribing its powers and duties, authorizing the expenditure of all funds donated to the commission, and making an appropriation. Approved May 5, 1970.
- H. F. 1341—Creating a scenic rivers system in this state. Approved May 5, 1970.
- H. F. 1346—Relating to the furnishing of medical care and services to individuals and families whose income and resources are insufficient to meet the cost of necessary medical care and services. Approved May 5, 1970.
- H. F. 1359—Providing flexibility in the selection of position titles for members of the professional staff of the superintendent of public instruction. Approved May 5, 1970.
- H. F. 1366—Making appropriations to certain counties and named persons in settlement of claims made against the state of Iowa. Approved May 5, 1970.
- H. F. 1367—Relating to motor vehicle fees. Approved May 5, 1970.
- H. F. 1322—Relating to the issuance of public warrants to cover deficiencies in a public fund. Approved May 8, 1970.
- S. F. 120—Relating to the surrender of beer permits. Approved May 9, 1970.
- H. F. 1279—Authorizing student teaching and to establish the status and authority of student teachers. Approved May 9, 1970.
- H. F. 595—Relating to the purchase of real estate by the state. Approved May 10, 1970.
- H. F. 719—Amending Iowa's consumer fraud law to prohibit referral selling, to grant immunity to certain defendants, and to eliminate certain notice provisions. Approved May 10, 1970.
- H. F. 767—Relating to temporary restrictions on weight and load of motor vehicles, and providing penalties for violation of such temporary restrictions. Approved May 10, 1970.

- H. F. 1097—Relating to voter registration. Approved May 10, 1970.
- H. F. 1198—Relating to the sale and use of agricultural chemicals, creating a chemical technology review board and making an appropriation therefor. Approved May 10, 1970.
- H. F. 1220—Relating to the regulation of surface mining, and making surface mines as well as underground mines subject to safety regulation by the department of mines and minerals. Approved May 10, 1970.
- H. F. 1275—Relating to deposits of public funds in banks. Approved May 10, 1970.
- S. F. 640—Relating to school budget hearings; the basic school tax formula and allocation of state equalization aid to public schools; establishment of certain limitations for school district expenses; provision for and program budgeting development within the individual school districts. Approved May 11, 1970.
- S. F. 665—Relating to residency requirements for elections; compensation and training of election workers; the use of voters' oaths, affidavits, and declarations; the qualification and certification of candidates of nonparty political organizations; voter registration; the use of serial numbers on applications for absentee ballots and ballot envelopes; absentee ballots for servicemen; the prohibition of the solicitation and notarization of absentee ballots by governmental employees; the time of election filings; calling district conventions after resignation of candidates; polling places; the resignation of candidates; and administration of the election laws by the secretary of state. Approved May 11, 1970.
- S. F. 1312—Relating to the budgeting and financing of governmental programs. Approved May 11, 1970.
- S. F. 1184—Relating to pipelines and the power of eminent domain exercised by pipeline companies. Approved May 13, 1970.
- S. F. 1185—Relating to electric transmission lines and the power of eminent domain exercised by electric utilities. Approved May 13, 1970.
- S. F. 173—Relating to employment agencies and the fees charged thereby. Approved May 14, 1970.

GOVERNOR'S VETO MESSAGE
Senate File 1144

May 14, 1970

The Honorable Melvin D. Synhorst
Secretary of State
State Capitol
Des Moines, Iowa

Dear Mr. Synhorst:

Senate File 1144, Second Session of the Sixty-third General Assembly, an Act relating to the control and regulation of drugs, is hereby disapproved and in accordance with Article III, section 16, Constitution of the State of Iowa is hereby transmitted to the Secretary of State.

Currently there is great international concern over the increase of drug abuse and that concern exists no less in Iowa. We have embarked on a program to counteract this undermining social and medical problem of drug abuse.

The Sixty-second Iowa General Assembly passed The Drug Abuse Act which was a model state drug abuse control act prepared in 1965 by the Federal Drug Administration to supplement and complement the drug abuse amendments passed by Congress in 1965. The overwhelming majority of states has followed this recommended act and has defined "medical practitioner" as one licensed "in this state" to prescribe or administer drugs which are subject to this Act.

Senate File 1144 would strike from this Act the words "in this state". In my opinion the allowing of this change would be inconsistent with our drive to tighten the control on the accessibility of drugs that are so greatly abused. The purpose of the Iowa Drug Abuse Act is to regulate and control depressant, stimulant and counterfeit drugs having a hallucinogenic effect.

No one suggests that the law be changed to allow hard narcotic drugs to be dispensed through the mail and upon prescriptions written outside of our state. This is because it is accepted that it is more difficult to control distribution when out of state dispensing of prescriptions is permitted. It is just as important to control the distribution of stimulants and depressants which are subject to great abuse and physical danger.

The vetoing of this bill does not prevent any Iowa pharmacists from filling prescriptions for any drugs that do not have the dangerous capability of narcotics, depressants, and stimulants. It does, however, continue a safeguard over interstate commerce of stimulant and depressant drugs as well as narcotics.

I cannot justify in my mind opening the door to another avenue for those who will use any devious means to obtain drugs for abuse. The allowing of prescriptions written by people any place in this country—people who would be unknown to our pharmacists—would make it difficult and, in some cases, impossible to ascertain the authenticity of the written prescription, the person who wrote it, and the person who was asking for it to be filled. This would include not only medical doctors, but also dentists and veterinarians thousands of miles away.

I know that this bill was drafted to allow controlled drugs to be filled

through the mail by an Iowa mail order house, but in addition to affecting that operation, it would also affect the dispensing of drugs by other establishments in our state.

Iowa has been a leader in being realistic about drug problems, drug abuse and drug dependency by taking the following steps: (1) adopting the Drug Abuse Act; (2) changing of penalties for possession of marijuana; (3) passing the new law in the most recent session of the Sixty-third General Assembly to allow a person who is under the influence of drugs to seek medical help without subjecting himself to prosecution; (4) strengthening our law enforcement in the field of illegal drug traffic by providing for narcotics agents in the Department of Public Safety; (5) establishing a Crime Laboratory; (6) coordinating the drug abuse planning and programming by retaining a Governor's consultant on drug abuse; and (7) convening a statewide Governor's Conference on Drug Abuse, the first in the Nation aimed at activating programs in local communities. These are all examples of positive action in this vital area of concern.

It would be a mistake to now take a step backward. Instead, we should continue our present direction of practical programs and legislation to curb drug abuse, including the tightening of controls over depressant and stimulant drug traffic.

Sincerely,

ROBERT D. RAY
Governor

COMMUNICATIONS FROM THE SECRETARY OF STATE

April 29, 1970

Mr. Carroll Lane
Secretary of the Senate
State Capitol Building
Des Moines, Iowa 50319

I hereby certify that House File 1190 was published in the Independence Conservative, Independence, Iowa, April 21, 1970, and in the Oelwein Daily Register, Oelwein, Iowa, April 18, 1970.

I further certify that House File 1191 was published in The Newton Daily News, Newton, Iowa, March 27, 1970, and in The Colfax Tribune, Colfax, Iowa, March 26, 1970.

I further certify that House File 1211 was published in The Cedar Rapids Gazette, Cedar Rapids, Iowa, April 7, 1970, and in the Ames Daily Tribune, Ames, Iowa, April 4, 1970.

I further certify that House File 1305 was published in The Daily Gate City, Keokuk, Iowa, April 8, 1970, and in The Clinton Herald, Clinton, Iowa, April 7, 1970.

I further certify that House File 1306 was published in the Bettendorf News, Bettendorf, Iowa, April 9, 1970, and in The Clinton Herald, Clinton, Iowa, April 7, 1970.

I further certify that Senate File 645 was published in The Sac Sun, Sac City, Iowa, April 8, 1970, and in the Iowa City Press-Citizen, Iowa City, Iowa, April 8, 1970.

Pursuant to the authority vested in me, under the provisions of section 3.9, Code of Iowa, 1966, there being no newspaper by the name of The Woodward Enterprise published in Woodward, Iowa, I hereby designate The Northeast Dallas County Record, Woodward, Iowa, to publish Senate File 1049.

I further certify that Senate File 1049 was published in The Perry Daily Chief, Perry, Iowa, March 27, 1970, and in The Northeast Dallas County Record, Woodward, Iowa, April 2, 1970.

I further certify that Senate File 1157 was published in the Ames Daily Tribune, Ames, Iowa, April 9, 1970, and in the Charles City Press, Charles City, Iowa, April 13, 1970.

Pursuant to the authority vested in me, under the provisions of section 3.9, Code of Iowa, 1966, there being no newspaper by the name of Oskaloosa Daily Herald published in Oskaloosa, Iowa, I designate The Daily Herald, Oskaloosa, Iowa, to publish Senate File 1189.

I further certify that Senate File 1189 was published in The Knoxville Express, Knoxville, Iowa, April 16, 1970, and in The Daily Herald, Oskaloosa, Iowa, April 13, 1970.

I further certify that Senate File 1197 was published in The Telegraph-Herald, Dubuque, Iowa, April 17, 1970, and in the Marshalltown Times-Republican, Marshalltown, Iowa, April 15, 1970.

I further certify that Senate File 1248 was published in the Lee Town News, Des Moines, Iowa, April 16, 1970, and in the Adams County Free Press, Corning, Iowa, April 23, 1970.

I further certify that Senate File 1286 was published in The Maquoketa Community Press, Maquoketa, Iowa, April 14, 1970, and in the Hardin County Times, Iowa Falls, Iowa, April 14, 1970.

Respectfully submitted,

MELVIN D. SYNHORST
Secretary of State

May 12, 1970

Mr. Carroll Lane
Secretary of the Senate
State Capitol Building
Des Moines, Iowa 50319

I hereby certify that Senate File 238 was published in The Sheffield Press, Sheffield, Iowa, May 7, 1970, and in The DeWitt Observer, DeWitt, Iowa, April 30, 1970.

I further certify that Senate File 1271 was published in the Fort Dodge Messenger and Chronicle, Fort Dodge, Iowa, April 25, 1970, and in The Daily Freeman-Journal, Webster City, Iowa, April 23, 1970.

I further certify that Senate File 1275 was published in the Waterloo Daily Courier, Waterloo, Iowa, May 4, 1970, and in The Spirit Lake Beacon, Spirit Lake, Iowa, April 30, 1970.

I further certify that Senate File 1307 was published in The Sioux City Journal, Sioux City, Iowa, April 17, 1970, and in the Waterloo Daily Courier, Waterloo, Iowa, April 20, 1970.

I further certify that House File 1251 was published in The Cedar Rapids Gazette, Cedar Rapids, Iowa, April 23, 1970, and in The Muscatine Journal, Muscatine, Iowa, April 24, 1970.

I further certify that House File 1356 was published in The Knoxville Express, Knoxville, Iowa, April 23, 1970, and in The Pella Chronicle-Advertiser, Pella, Iowa, April 17, 1970.

I further certify that House File 1364 was published in The DeWitt Observer, DeWitt, Iowa, May 7, 1970, and in the Iowa Falls Citizen, Iowa Falls, Iowa, May 7, 1970.

Respectfully submitted,

MELVIN D. SYNHORST
Secretary of State

June 8, 1970

Mr. Carroll Lane
Secretary of the Senate
State Capitol Building
Des Moines, Iowa 50319

I hereby certify that House File 1133 was published in the Mitchell County Press-News, Osage, Iowa, May 14, 1970, and in the Eclipse News Review, Parkersburg, Iowa, May 20, 1970.

I further certify that House File 1278 was published in The Mount Vernon

Hawkeye-Record and The Lisbon Herald, Mount Vernon, Iowa, May 28, 1970, and in The Anamosa Eureka, Anamosa, Iowa, May 21, 1970, and in The Solon Economist, Solon, Iowa, May 21, 1970.

I further certify that House File 1294 was published in The Evening Sentinel, Shenandoah, Iowa, May 7, 1970, and in the Council Bluffs Nonpareil, Council Bluffs, Iowa, May 8, 1970.

I further certify that House File 1307 was published in The Malvern Leader, Malvern, Iowa, May 21, 1970, and in the Cedar Valley Daily Times, Vinton, Iowa, May 19, 1970.

I further certify that House File 1339 was published in the Waterloo Daily Courier, Waterloo, Iowa, May 14, 1970, and in the Fort Dodge Messenger and Chronicle, Fort Dodge, Iowa, May 12, 1970.

I further certify that House File 1357 was published in The DeWitt Observer, DeWitt, Iowa, May 7, 1970, and in the Hampton Chronicle, Hampton, Iowa, May 7, 1970.

I further certify that Senate File 382 was published in the Jackson Sentinel, Maquoketa, Iowa, April 30, 1970, and in The Auburn Enterprise, Auburn, Iowa, May 7, 1970.

I further certify that Senate File 640 was published in The Progress-Review, LaPorte City, Iowa, May 20, 1970, and in the Emmetsburg Reporter, Emmetsburg, Iowa, May 19, 1970.

I further certify that Senate File 1060 was published in The Paullina Times, Paullina, Iowa, May 7, 1970, and in the Waterloo Daily Courier, Waterloo, Iowa, May 7, 1970.

I further certify that Senate File 1187 was published in The Auburn Enterprise, Auburn, Iowa, May 7, 1970, and in The Denison Review, Denison, Iowa, May 2, 1970.

I further certify that Senate File 1202 was published in The O'Brien County Bell, Primghar, Iowa, May 7, 1970, and in the Times-Democrat, Davenport, Iowa, May 7, 1970.

I further certify that Senate File 1232 was published in the Globe-Gazette, Mason City, Iowa, May 11, 1970, and in The Des Moines Register, Des Moines, Iowa, May 9, 1970.

I further certify that Senate File 1278 was published in The Auburn Enterprise, Auburn, Iowa, May 14, 1970, and in The Telegraph-Herald, Dubuque, Iowa, May 8, 1970.

I further certify that Senate File 1312 was published in the Waterloo Daily Courier, Waterloo, Iowa, May 18, 1970, and in The DeWitt Observer, DeWitt, Iowa, May 18, 1970.

Respectfully submitted,

MELVIN D. SYNHORST
Secretary of State

COMMITTEE APPOINTMENTS ANNOUNCED
AFTER CLOSE OF SESSION

LEGISLATIVE INTERIM COMMITTEES

President Jepsen announced the appointment of the following Senators to legislative interim committees:

BUDGET AND FINANCIAL CONTROL COMMITTEE

Quentin V. Anderson, Beaconsfield.....Unexpired term ending June 30, 1971

LEGISLATIVE COUNCIL

Clifton C. Lamborn, Maquoketa, to fill vacancy created by the election of Elmer F. Lange, Sac City, as President pro tempore of the Senate.

COMMISSION ON THE AGING

To correct error in 1969 Senate Journal, the appointment of Charles K. Sullivan of Sioux City is corrected to read for the unexpired term ending June 30, 1971.

STUDY COMMITTEES SET UP BY RESOLUTION

CRIMINAL CODE REVIEW

(S. J. R. 18)

William Hill, Representative, Chairman (R)
Gene W. Glenn, Senator, Vice Chairman (D)
Quentin V. Anderson, Senator (R)
R. Dean Arbuckle, Senator (R)
Chester O. Hougen, Senator (R)
George E. O'Malley, Senator (D)
Harold A. Thordsen, Senator (R)
Norman G. Jesse, Representative (D)
Luvern W. Kehe, Representative (R)
Robert M. Creamer, Representative (R)
Thomas A. Renda, Representative (D)
David E. Weichman, Representative (R)
James Denato, District Judge
Carroll Engelkes, District Judge
Ronald Carlson, Professor
John J. Yeager, Professor
Frederick G. White, Attorney
Charles Vanderbur, Story County Attorney
James Van Ginkel, Businessman

DRUG ABUSE
(H. C. R. 122)

Lee H. Gaudineer, Jr., Senator (D)
 Vernon H. Kyhl, Senator (R)
 John L. Mowry, Senator (R)
 James A. Potgeater, Senator (R)
 J. Donald Weimer, Senator (D)
 James T. Caffrey, Representative (D)
 Joseph C. Johnston, Representative (D)
 Floyd H. Millen, Representative (R)
 Nathan F. Sorg, Representative (R)
 Dale L. Tieden, Representative (R)

EMINENT DOMAIN
(H. C. R. 21)

Edgar H. Holden, Representative, Chairman (R)
 James E. Briles, Senator, Vice Chairman (R)
 Andrew G. Frommelt, Senator (D)
 James W. Griffin, Sr., Senator (R)
 Herbert L. Ollenburg, Senator (R)
 Harold O. Fischer, Representative (R)
 Berl E. Priebe, Representative (D)
 Delwyn D. Stromer, Representative (R)
 Robert Mickle, Director, Central Iowa Regional Planning Commission
 Hugo Schenkloth, Farmer
 Ira Delk, Attorney
 William Pappas, Attorney

ENVIRONMENTAL PRESERVATION
(S. C. R. 9)

Charles O. Laverty, Senator, Chairman (R)
 Walter V. Langland, Representative, Vice Chairman (R)
 Leigh R. Curran, Senator (R)
 Donald S. McGill, Senator (D)
 Kenneth L. Parker, Senator (R)
 James F. Schaben, Senator (D)
 Michael T. Blouin, Representative (D)
 Dale M. Cochran, Representative (D)
 Murray C. Lawson, Representative (R)
 Elizabeth R. Miller, Representative (R)
 Andrew Varley, Representative (R)

MUNICIPAL LAWS REVIEW
(H. J. R. 15)

Ralph W. Potter, Senator, Chairman (R)
 William H. Huff III, Representative, Vice Chairman (R)

Alan Shirley, Senator (D)
 John M. Walsh, Senator (R)
 Stanley T. Shepherd, Representative (R)
 Ed Skinner, Representative (D)
 Nathan F. Sorg, Representative (R)
 Howard Bell, Ames Councilman
 Harold Gartner, Mayor of Titonka
 Chester Lee, Mayor of Clarinda
 Loren Hickerson, Mayor of Iowa City
 Philip T. Riley, Des Moines City Attorney

STATE HIGHWAY COMMISSION FUNDS

(H. C. R. 136)

Leroy S. Miller, Representative, Chairman (R)
 Leslie C. Klink, Senator (R)
 Vernon H. Kyhl, Senator (R)
 Bass Van Gilst, Senator (D)
 Keith H. Dunton, Representative (D)
 Dewey E. Goode, Representative (R)
 Warren Davison, Cerro Gordo County Engineer
 Raymond P. Heneley, Associated Contractors
 Richard Hileman, Motor Club of Iowa
 William F. Sueppel, Attorney
 Chet Sloan, Iowa Goods Roads Association
 Derby D. Thompson, Chairman, Highway Commission

TAXATION

(S. C. R. 119)

Ralph W. Potter, Senator, Chairman (R)
 Elmer H. Den Herder, Representative, Vice Chairman (R)
 C. Joseph Coleman, Senator (D)
 W. Charlene Conklin, Senator (R)
 Wayne D. Keith, Senator (R)
 Edward E. Nicholson, Senator (R)
 Roger J. Shaff, Senator (R)
 Charles K. Sullivan, Senator (R)
 Bass Van Gilst, Senator (D)
 John Camp, Representative (R)
 Charles E. Grassley, Representative (R)
 Edgar H. Holden, Representative (R)
 William H. Huff III, Representative (R)
 James I. Middleswart, Representative (D)
 Fred W. Nolting, Representative (D)
 Maurice A. Van Nostrand, Representative (R)

IN MEMORIAM

Senate

CAMPBELL, ED H.	Mar.	6, 1882—Apr.	26, 1969
DONOHUE, EDWARD P.	Mar.	15, 1899—June	22, 1969
HAMMER, WALTER B.	Aug.	1, 1905—Sept.	12, 1969
MOLISON, WILBUR C.	Dec.	20, 1902—Dec.	15, 1969
MOORE, ROBERT G.	July	27, 1888—Apr.	25, 1969
SCOTT, WILLIAM H.	Oct.	4, 1883—June	9, 1969
SHAFF, J. O.	Jan.	6, 1885—Dec.	1, 1969

ED H. CAMPBELL

MR. PRESIDENT: Your Senate committee, appointed to prepare a suitable resolution commemorating the life, character and public service of the late Honorable Ed H. Campbell, begs leave to submit the following memorial:

Ed H. Campbell was born at Battle Creek, Iowa, on March 6, 1882, the son of Romeo H. and Hattie Campbell, pioneers who came to Iowa in a covered wagon. He was graduated from the Battle Creek High School in 1900 and from the law school at Iowa City in 1906. He was married to Esta Fein in 1913 and one son, Ed Campbell, Jr., was born to them. Esta Campbell passed away in 1931 and in 1933 Mr. Campbell was united in marriage with Mary Marshall.

He began his law practice in Battle Creek in 1907 and continued in active practice until his death. For fifty years he was a partner with his twin brother, Jed. In 1910 he was elected to the state legislature as the representative from Ida County and served in the Thirty-fourth General Assembly. He served in the army during World War I. In 1920 he was elected state senator from Ida, Cherokee and Plymouth Counties and served in the Thirty-ninth, Fortieth, Forty-first and Forty-second General Assemblies. He served as President pro tempore of the Senate for two sessions. In 1928 he was elected to the U. S. House of Representatives from the old Iowa Ninth Congressional District and served two terms.

Mr. Campbell was a member of the Presbyterian Church, the American Legion, a fifty-year Mason and Past Master of 446 A. F. and A. M. Lodge, a fifty-year member of IOOF Lodge and Past Noble Grand of Echo Lodge, a fifty-year member of the Sioux City Consistory and a thirty-second degree Mason, a member of the Society of Descendants of the Mayflower, a fifty-year member of the Eastern Star, a retired member of the volunteer Battle Creek Fire Department, and a member of the local, district and state bar associations.

Mr. Campbell died April 26, 1969, at Battle Creek, Iowa.

Survivors include his wife, Mary, three grandchildren and a brother, Frank Campbell.

Therefore, Be It Resolved by the Iowa Senate of the Sixty-third General Assembly of Iowa: That in the passing of the Honorable Ed H. Campbell, the state has lost an honored citizen, and the Senate by this resolution would express its appreciation of his services to his community, state and nation and tender its sympathy and kindest regards to the members of his family.

Be It Further Resolved: That a copy of this resolution be spread upon the Journal of the Senate, and that the Secretary of the Senate be directed to forward an enrolled copy to the family of the deceased.

J. HENRY LUCKEN, Chairman
MARVIN W. SMITH
CHARLES K. SULLIVAN
Committee

The resolution was unanimously adopted.

EDWARD P. DONOHUE

MR. PRESIDENT: Your committee, appointed to prepare a suitable resolution commemorating the life, character and public service of the late Edward P. Donohue, begs leave to submit the following:

Edward P. Donohue was born in Johnson County, Iowa, March 15, 1899. He attended the schools in Iowa City and graduated from high school there. He attended St. Mary's College in St. Mary's, Kansas, and graduated from the University of Iowa liberal arts college. In 1924 he received his law degree from the University. He was a member of Phi Delta Phi fraternity.

Mr. Donohue was a World War I veteran serving overseas in the U. S. Navy from 1917 to 1919. In 1924 he formed a law partnership with M. E. Geiser in New Hampton. He continued practice there under the firm name of Donohue, Wilkins and Donohue until his death.

In June of 1924 he was married to Edna Grimm of Clear Lake who survives. They have one son, Richard Donohue, who was a member of his father's firm and who is in the practice of law at West Union. Three brothers and five grandchildren also survive.

From 1930 to 1934 he served as county attorney in Chickasaw County. He was the county administrator of the Civil Works Administration in 1933 and 1934. In 1940 he was a member of the advisory committee of selective service. He was a member of the Iowa and the American bar associations, serving on the board of governors of the Iowa bar association from 1938 to 1948 and on the Iowa board of bar examiners from 1947 to 1953. He was a member of Rotary, the American Legion, the Elks and St. Joseph's Catholic Church. For many years he was a trustee of the New Hampton volunteer fire department. He was a director of the Security State Bank in New Hampton from the time of its organization in 1937 until his death. In addition to his large general practice, he was legal counsel for three Chickasaw County banks and was the local counsel for several railroads and insurance companies.

Ed Donohue was elected to the Senate in 1934 from the district made up of Chickasaw and Floyd Counties and was reelected in 1938. He served as the Republican floor leader in the 1939 and 1941 sessions of the General Assembly.

Ed loved to argue and never backed away from a scrap. Although he was sometimes controversial, he was always kind—a handsome Irishman with intelligence and integrity. Not only was he a popular, forceful leader of his majority, but he also had the respect and admiration of the minority. He was a true Senator in the noblest sense of the word.

Therefore, Be It Resolved by the Senate of the Second Session of the Sixty-third General Assembly of the State of Iowa: That, in the passing of Edward P. Donohue on June 22, 1969, the citizens of the state have lost a valued, loyal and honored citizen, and the Senate by this resolution tenders its sincere sympathy to the members of his family and his many dear friends.

Be It Further Resolved: That a copy of this resolution be spread on the

Journal of the Senate and that the Secretary of the Senate be instructed to forward an enrolled copy to each member of his family.

ROBERT R. RIGLER, Chairman
 FLOYD GILLEY
 CHARLENE CONKLIN
 Committee

The resolution was unanimously adopted.

WALTER B. HAMMER

MR. PRESIDENT: Your committee, appointed to prepare a suitable resolution commemorating the life, character and public service of the late Honorable Walter B. Hammer, begs leave to submit the following memorial:

Walter B. Hammer was born in Newell, Iowa, on August 1, 1905. His parents were Louis H. and Mary E. Hammer. He passed away on September 12, 1969.

Mr. Hammer attended rural school in Pocahontas County and Varina High School, graduating in 1924. He graduated from Buena Vista College, 1924-1928, B.A. degree; the University of Iowa, 1930-1935, M.A. degree; attended special sessions at the University of Iowa, 1948-1956.

He married Clara M. Gutel in Storm Lake, Iowa, August 14, 1929. Mr. Hammer was an educator in northwest Iowa for four decades, was a life member of the National Education Association, numerous other education associations, and of the Presbyterian Church. A Republican, he served in the first session of the Sixty-third General Assembly.

He is survived by his wife, Clara, and two daughters, Phyllis and Lois.

Therefore, Be It Resolved by the Senate of the Sixty-third General Assembly of Iowa: That in the passing of the Honorable Walter B. Hammer, the State has lost an honored citizen and a faithful and useful public servant, and the Senate by this resolution would express its appreciation of his service, and tender its sympathy to the members of his family.

Be It Further Resolved: That a copy of this resolution be spread upon the Journal of the Senate and that the Secretary of the Senate be directed to forward an enrolled copy to the family of the deceased.

J. LESLIE LEONARD, Chairman
 ELMER F. LANGE
 S. J. BROWNLEE

Committee

The resolution was unanimously adopted.

WILBUR C. MOLISON

MR. PRESIDENT: Your committee, appointed to prepare a suitable resolution commemorating the life, character and public service of the late Honorable Wilbur C. Molison, begs leave to submit the following memorial:

Wilbur C. Molison of Grinnell, Iowa, was an unselfish, enthusiastic and dedicated servant of the public good until his death on December 15, 1969.

The son of William and Elizabeth Cleland Molison, he was born near Malcom, Iowa, on December 20, 1902. He attended Malcom High School and graduated with a B.S. degree from Iowa State University, Ames, in 1924. He served as Washington County Extension Agent for four years before returning to Poweshiek County to farm in 1928. From this beginning, he became vitally interested in the educational and economic opportunities for the farmer. He was elected to the Poweshiek County Farm Bureau Board of Directors in 1934, and served as President of the County Farm Bureau from 1940 to 1944. Following his Presidency, he was elected to the State Farm Bureau Board of Directors, representing an eleven-county area, and held this office until 1948.

Mr. Molison's service to education included membership on the Grinnell-Newburg Board of Education; he was President of the Board. He was a member of the Poweshiek County Board of Education, and in 1961 was appointed to the Board of Regents of the State of Iowa and served until 1968.

The Honorable Wilbur C. Molison served in the Iowa Senate from 1951 to 1959 representing Poweshiek and Keokuk Counties. The Board of Directors of the Grinnell Community Hospital as well as the Poweshiek County 4-H Association were served not only by his membership but also by his presidency. Immediately preceding his death, Mr. Molison was a member of the Board of the Grinnell State Bank and the General Telephone Company of the Midwest. He was a member of the United Church of Christ-Congregational and served in every office of the church as well as being State Moderator of the Iowa Conference of Congregational and Christian Churches. He was a member of the Hermon Masonic Lodge in Grinnell and was a thirty-second degree Mason. A member of the Kiwanis Club in Grinnell, he was the recipient of the Club's "Outstanding Senior Citizen Award" in Poweshiek County in 1969.

Mr. Molison was married to the former Miriam McLain on July 6, 1927, and to this marriage was born three children: Mac Molison of Grinnell, Mrs. Grant (Mary) Finley of Harlan, Iowa, and Robert Molison of Urbana, Illinois.

Therefore, Be It Resolved by the Senate of the Sixty-third General Assembly of Iowa: That in the passing of the Honorable Wilbur C. Molison, the state has lost an honored citizen and a faithful and useful servant, and the Senate by this resolution would express its appreciation of his service, and tender its sympathy to the members of his family.

Be It Further Resolved: That a copy of this resolution be spread upon the Journal of the Senate and that the Secretary of the Senate be directed

to forward an enrolled copy to the family of the deceased.

JOAN ORR, Chairman
CHARLES F. BALLOUN
JOHN L. MOWRY

Committee

The resolution was unanimously adopted.

ROBERT G. MOORE

MR. PRESIDENT: Your committee, appointed to prepare a suitable resolution commemorating the life, character and public service of the late Honorable Robert G. Moore, D.V.M., begs leave to submit the following memorial:

Robert G. Moore was born July 27, 1888, near Algona, Iowa, and passed away at Denison, Iowa, on April 25, 1969, at the age of 80.

He attended Kossuth County public schools and was graduated from Iowa State University in 1913 with a degree of D.V.M. He practiced veterinary medicine at Dunlap since that time with the exception of two years spent in the armed forces during World War I.

In 1915, Dr. Moore married Gladys A. Acton. Three children were born of this union, a son and two daughters.

He served as mayor, city councilman and member of the school board at Dunlap. He was a past member of the State Conservation Commission and Veterinary Examining Board; member of the Methodist Church, Masons, Sioux City Consistory, Abu Bekr Temple and past president of the Lions Club.

Dr. Moore, a Democrat, served as state representative from Harrison County in the Forty-fifth, Forty-fifth Extra, Forty-sixth, Forty-sixth Extra and Forty-seventh sessions of the General Assembly, and as state senator from Harrison, Monona and Crawford Counties in the Fifty-eighth and Fifty-ninth sessions of the General Assembly. He also was Secretary of the Senate during the Sixty-first session.

Surviving Dr. Moore are his widow and three children, Dr. R. A. Moore and Mrs. C. W. Byrnes, both of Dunlap, and Mrs. W. L. Johnson of Playa Del Rey, California.

Therefore, Be It Resolved by the Senate of the Sixty-third General Assembly of Iowa: That in the passing of the Honorable Robert G. Moore, the state has lost an honored citizen and a faithful and useful public

servant, and the Senate by this resolution would express its appreciation of his service, and tender its sympathy to the members of his family.

Be It Further Resolved: That a copy of this resolution be spread upon the Journal of the Senate and that the Secretary of the Senate be directed to forward an enrolled copy to the family of the deceased.

JAMES F. SCHABEN, Chairman
THOMAS J. FREY
GEORGE E. O'MALLEY

Committee

The resolution was unanimously adopted.

WILLIAM H. SCOTT

MR. PRESIDENT: Your committee, appointed to prepare a suitable resolution commemorating the life, character and public service of the late Honorable William H. Scott, begs leave to submit the following memorial:

William H. Scott was born at West Union, Iowa, on October 4, 1883, the son of Alexander and Margaret Scott, pioneer farmers. He died on June 9, 1969.

He was graduated from high school in West Union and from Upper Iowa College at Fayette. After college he served as superintendent of schools for a period of five years in North Dakota. He then returned to Iowa and was graduated from the Drake University Law School in June of 1915. Immediately after graduation he opened a law office at Nashua and was elected mayor of the town. He maintained his Nashua law office until 1967.

He was married to Ada Heckel in 1909, and to them was born one son, Everett Greig. Ada Heckel Scott passed away in 1955. In 1956 Mr. Scott married Minnie Camp who is his surviving widow.

Mr. Scott, a Republican, was elected to the Iowa Senate in 1918 from Chickasaw and Floyd Counties and served one term.

He was a member of the Masonic Order for over fifty years. He was counsel for the Chickasaw County draft board during World War II and for several years thereafter.

Surviving Mr. Scott are his widow, Minnie Camp Scott, and his son, Everett Greig Scott, of Waterloo, Iowa.

Therefore, Be It Resolved by the Senate of the Sixty-third General Assembly of Iowa: That in the passing of the Honorable William H. Scott,

the state has lost an honored citizen and a faithful and useful public servant, and the Senate by this resolution would express its appreciation of his service, and tender its sympathy to the members of his family.

Be It Further Resolved: That a copy of this resolution be spread upon the Journal of the Senate and that the Secretary of the Senate be directed to forward an enrolled copy to the family of the deceased.

VERNON H. KYHL, Chairman
LEIGH R. CURRAN
LESLIE C. KLINK

Committee

The resolution was unanimously adopted.

J. O. SHAFF

MR. PRESIDENT: Your committee, appointed to prepare a suitable resolution commemorating the life, character and public service of the late Honorable J. O. Shaff, begs leave to submit the following memorial:

J. O. Shaff was born January 6, 1885, the son of John H. and Jennie Drips Shaff. He held a bachelor's degree from Iowa State College and a master's degree from the University of Wisconsin. He was a life resident of Camanche Township, a member of a family which came to Clinton County from Sodus Point, New York, in 1837.

He married Gladys Melick of Dodgeville, Wisconsin, in 1909. She passed away in 1918. In 1921 he married Mrs. Evelyn Purcell.

Mr. Shaff was a State Representative in the Thirty-seventh Session and a State Senator in the Fortieth, Fortieth Extra, Forty-first, Forty-second and Forty-third Sessions of the General Assembly. During his incumbency as a State Senator he worked diligently in establishing Iowa's primary road system. He was chairman of the Senate highways committee during a special session of the legislature in which the first one hundred million dollar paving bond issue was approved. He worked successfully in behalf of shifting the cost burden for paving highway construction to road users instead of by special assessment. He was a member of a committee of twenty-two which went to Washington after World War I to petition for agricultural tariff protection. He was a member of the Resolutions Committee at the 1928 Republican National Convention in Kansas City, Missouri. Two sons have served in the General Assembly.

Mr. Shaff passed away December 1, 1969. Surviving him are his widow, Evelyn; six sons, Roger J. Shaff of rural Camanche, Jay M. Shaff of Bettendorf, Martin Purcell of Kansas City, Donald Purcell of Rock Island,

James H. Shaff of Cedar Rapids and David O. Shaff of Clinton; two daughters, Mrs. James (Jeanne) Kieley of Fullerton, California, and Mrs. Dale (Lynn) Turner of Newport Beach, California; a brother, Heman D. Shaff of rural Camanche; twenty-one grandchildren and one great grandchild.

Therefore, Be It Resolved by the Senate of the Second Session of the Sixty-third General Assembly of Iowa: That in the passing of the Honorable J. O. Shaff, the state has lost an honored citizen and a faithful and useful public servant, and the Senate by this resolution would express its appreciation of his service, and tender its sympathy to the members of his family.

Be It Further Resolved: That a copy of this resolution be spread upon the Journal of the Senate and the Secretary of the Senate be directed to forward an enrolled copy to the family of the deceased.

ROGER J. SHAFF, Chairman

CLIFTON C. LAMBORN

HAROLD A. THORSEN

Committee

The resolution was unanimously adopted.

SENATE - HOUSE COMPANION BILLS

S.J.R.	H.J.R.	S. F.	H. F.	S. F.	H. F.	S. F.	H. F.
1003	1005	1077	1094	1156	1189	1212	1128
1005	1304 S	1078	1086	1157	1185	1214	1272
1006	1006	1081	610	1159	1178	1216	1263
		1082	315,	1160	1193	1217	1176 S
S.F.	H.F.		339 S	1161	1200	1219	1273
65	1347 S	1083	1134 S	1163	1219	1220	1280
253	1105	1084	1096	1166	720	1221	1317,
543	1166 S	1089	1112	1169	1201		1265
558	1233 S	1090	1060	1170	1159	1227	1289 S
1004	1024	1092	1002	1171	1149	1228	1281
1018	1061	1093	1095	1172	1080	1232	1337 S
1021	1007	1095	1085	1173	1171	1233	1244
1025	1065	1096	1131	1177	1121	1246	271 S
1026	1123 S	1098	1101	1179	1260 S	1252	1203
1028	1078	1102	1168	1180	1261 S	1253	1318
1030	1066	1108	1110	1184	1151	1255	1229
1037	1049	1109	1114	1185	1150	1258	1243
1038	1072	1121	1083 S	1186	1231	1261	1316
1046	1073	1122	1135	1187	1167	1262	1308
1048	1019	1126	1143	1188	1138	1265	1292 S
1050	1093	1130	1142	1192	1216	1285	1354 S
1059	1056	1135	1147	1195	1255	1286	1331
1065	1070	1136	1148	1198	1221	1288	1332
1067	1013	1139	1184	1200	1246	1293,	
1068	1098	1140	1183	1201	1247	499	514 S
1069	1084	1144	1182	1203	1264	1301	1344
1071	1052	1145	540	1206	1237 S	1303	1342
1073	1099	1151	1145	1207	1137	1305	1356
1074	506 S	1155	1269	1209	1252	1319	1361

RECORD OF SENATE BILLS IN SENATE

**SENATE JOINT RESOLUTIONS AND SENATE FILES
PASSED AND APPROVED—165**

S. J. R. 7, 1002, 1005, 1006.

S. F.

20,	33,	58,	77,	82,	83,	87,	97,	120,	124,	173,	178,	184,
203,	220,	238,	244,	253,	257,	270,	292,	300,	326,	328,	337,	339,
340,	344,	356,	359,	364,	382,	385,	400,	406,	407,	410,	417,	440,
444,	456,	460,	475,	489,	534,	554,	568,	585,	588,	594,	596,	628,
640,	643,	645,	659,	665,	683,	1004,	1005,	1007,	1009,	1011,	1012,	1013,
1015,	1016,	1023,	1031,	1038,	1048,	1049,	1055,	1056,	1057,	1058,	1059,	1060,
1062,	1063,	1064,	1066,	1067,	1069,	1076,	1078,	1079,	1080,	1081,	1083,	1086,
1088,	1096,	1097,	1099,	1101,	1102,	1104,	1108,	1111,	1117,	1120,	1122,	1127,
1130,	1135,	1136,	1138,	1139,	1140,	1149,	1150,	1152,	1153,	1156,	1157,	1159,
1162,	1163,	1168,	1171,	1179,	1180,	1181,	1182,	1184,	1185,	1187,	1189,	1197,
1198,	1202,	1203,	1209,	1221,	1225,	1232,	1248,	1271,	1273,	1275,	1276,	1277,
1278,	1279,	1281,	1286,	1289,	1291,	1293,	1300,	1301,	1303,	1307,	1311,	1312,
1313,	1315,	1317,	1319,									

SENT TO SECRETARY OF STATE
S. J. R. 7, 1002, 1005, 1006

BILLS VETOED BY THE GOVERNOR
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7	By Walsh, Doderer, Lainborn Arbuckle, Benda, Potgeter, Thordsen, Schaben, Gaudineer, Glenn, Dodds, Griffin and McGill. A joint resolution relating to the voting age of electors.	258
	Amendments filed	258
	Point of order raised	261
	Amendment lost	262
	Amendment adopted	262
	Amendment withdrawn	262
	Amendment filed	262
	Amendment filed	263
	Amendment lost	264
	Amendment filed	264
	Point of order raised	264
	Motion filed to reconsider vote	264
	Motion to reconsider vote failed	265
	Senate refused to concur	265
	Motion filed to reconsider vote	268
	Motion to reconsider vote prevailed	268
	Senate concurred	268
	Passed Senate. Ayes 46, nays 14.	269
	Motion filed to reconsider vote	270
	Motion to reconsider vote laid on table	270
	Motion to reconsider vote laid on table prevailed	270
	Explanation of vote	271
	Explanation of vote	271
	Senate receded	338
	Motion filed to reconsider vote	338
	Motion to reconsider vote prevailed	338
	Senate receded	339
	Senate concurred	339
	Passed Senate. Ayes 44, nays 14.	340
	Reported correctly enrolled	408
	Signed by President	408
	Sent to Secretary of State	413
1001	By Reichardt. A joint resolution proposing an amendment to the Constitution of the	

	state of Iowa relating to the sessions of the General Assembly.	
	Introduced, passed on file	32
	Referred to constitutional amendments and reapportionment	77
1002	By Judiciary. A joint resolution proposing an amendment to the Constitution of the state of Iowa relating to judges of the district court and supreme court.	
	Introduced, passed on file	224
	Committee report	477
	Recommended passage	477
	Passed Senate. Ayes 58, nays none	768
	Reported correctly enrolled	1331
	Signed by President	1331
	Sent to Secretary of State	1331
1003	By Potgeter. A joint resolution to establish an interim committee to study the millage levy and related areas of financial support for area vocational school and community college districts.	
	Introduced, passed on file	267
	Referred to higher education	302
	Committee report	414
	Recommended amendment, passage	414
	Committee amendment	414
	Amendment filed	682
	Committee report adopted	744
	Amendment filed	744
	Point of order raised	744
	Amendment lost	744
	Placed on calendar under unfinished business	746
	Amendment filed	765
	Committee amendment lost	1261
	Amendment adopted	1261
	Passed Senate. Ayes 43, nays 10.	1261

S. J. R.	Page	S. F.	Page
1004 By Hougen. A joint resolution directing legislative study of the tax structure and financial needs of Iowa and to make an appropriation therefor.		Hanson of Howard-Mitchell and Dougherty). A bill for an act to provide for the establishment of family courts within each judicial district in the state of Iowa, transferring jurisdiction for settlement of domestic relations and juvenile actions to such family courts, modifying the adversary nature of divorce proceedings, establishing procedures for the determination of custody, the payment of alimony and support, and establishing the administrative procedures necessary for the proper functioning of such family courts.	
Introduced, passed on file	286	Withdrawn	732
Referred to ways and means	302	12 By Frommelt, Balloun, Lange, Doderer, Schaben and Coleman (Klein, Gannon, Miller of Des Moines, Dougherty, Wells, Lipsky, Dunton, Pelton and Blouin). A bill for an act relating to benefits payable to retired members and beneficiaries under the peace officers' retirement system.	
1005 By O'Malley, DeKoster, Smith, Gaudineer, Denman, Griffin, Sullivan, Van Gilst, Reichardt, Nicholson, Lucken, Shirley and Palmer. A joint resolution to make an appropriation to the College of Osteopathic Medicine and Surgery.		Committee report	377
Introduced, passed on file	302	Recommended passage	378
Referred to appropriations	302	Made special order	450
Amendment filed	355	Special order	518
Committee report	965	Special order postponed	513
Recommended amendment, passage	965	Special order	542
Committee amendment	965	Committee report adopted	543
Committee report adopted	1080	Passed Senate. Ayes 50, nays none	543
Amendment filed	1080	20 By Gaudineer. A bill for an act relating to demurrers by defendants in criminal actions.	
Amendment adopted	1080	Referred to law enforcement	54
Committee amendment withdrawn	1080	Committee report	180
Amendment withdrawn	1080	Recommended amendment, passage	180
Passed Senate. Ayes 42, nays 1 ..	1080	Committee report adopted	201
Explanation of vote	1101	Committee amendment adopted ..	201
Reported correctly enrolled	1357	Passed Senate. Ayes 47, nays 8 ..	203
Signed by President	1358	Reported correctly enrolled	1331
Sent to Secretary of State	1358	Signed by President	1331
1006 By Conklin and Schaben (Darrington and Newton). A joint resolution authorizing and directing the state executive council to proceed with negotiations to acquire the Hubbell Mansion known as Terrace Hill.		Sent to Governor	1331
Introduced, passed on file	313	Signed by Governor	1423
Referred to Iowa development ..	331	33 By Balloun. A bill for an act relating to roadside parks.	
Committee report	923	Reported correctly enrolled	171
Recommended passage	923	Signed by President	171
Committee report adopted	1311	Sent to Governor	171
Amendments filed	1312	Signed by Governor	225
Amendment adopted	1312	40 By Benda. A bill for an act to provide certain regulations in the procurement of insurance by a vendor of personal property sold on installment contracts.	
Amendment lost	1312	Referred to commerce	54
Amendment withdrawn	1313	49 By Benda. A bill for an act discontinuing the refund of tax on motor fuel used in watercraft, and allocating such monies to the state conservation fund.	
Amendment lost	1313	Referred to conservation and recreation	54
Passed Senate. Ayes 40, nays 11 ..	1313	Withdrawn	1255
Explanation of vote	1401		
Reported correctly enrolled	1490		
Signed by President	1490		
Sent to Secretary of State	1491		
S. F.	Page		
2 By Lamborn, Denman and Smith (Miller of Page, Fisher of Greene, Holden, Gannon, Bennett, Dunton and Hanson of Howard-Mitchell). A bill for an act relating to motor vehicle registration fees.			
Withdrawn	53		
4 By Smith, Hougen, Erskine, O'Malley, Balloun, DeKoster and Coleman (Shaw, Camp, Franklin, Cochran, Gannon, Lipsky, Caffrey, Tapscott, Wells, Dunton, Johnston of Johnson, Pelton, Mendenhall,			

S. F.	Page
54 By Lamborn. A bill for an act relating to the creation of county historical boards enumerating their powers and duties, and authorizing tax levies.	
Referred to county government ..	54
Committee report	511
Recommended amendment, pas- sage	511
Committee amendment	511
Committee report adopted	861
Committee amendment adopted ..	861
Motion to table	861
Motion withdrawn	861
Amendment filed	861
Amendment adopted	861
Failed to pass Senate. Ayes 12 nays 41	861
58 By Frey. A bill for an act relating to the compensation for members of examining boards.	
Referred to state government ..	51
Committee report	642
Recommended amendment, pas- sage	642
Committee amendment	642
Referred to appropriations	702
Committee report	734
Recommended passage	734
Made special order	1074
Special order	1088
Committee report adopted	1088
Amendment filed	1090
Amendment adopted	1091
Committee amendment adopted ..	1091
Committee amendment with- drawn	1091
Amendment withdrawn	1091
Passed Senate. Ayes 43, nays 12 ..	1091
Reported correctly enrolled	1357
Signed by President	1358
Sent to Governor	1358
Signed by Governor	1474
77 By Frey. A bill for an act relating to licenses in the practice of medicine.	
Amendment lost	38
Committee amendment adopted ..	38
Amendment adopted	38
Passed Senate. Ayes 51, nays 5 ..	38
Senate concurred	420
Passed Senate. Ayes 50, nays none	420
Reported correctly enrolled	471
Signed by President	471
Sent to Governor	472
Signed by Governor	499
82 By O'Malley. A bill for an act to authorize the industrial commissioner to order the taking of depositions in workmen's compensation cases.	
Committee report	272
Recommended passage	272
Committee report adopted	298
Passed Senate. Ayes 57, nays none	298
Reported correctly enrolled	1331
Signed by President	1331
Sent to Governor	1331
Signed by Governor	1433
83 By O'Malley. A bill for an act relating to the duties of the industrial commissioner.	

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Committee report	194
Recommended passage	194
Committee report adopted	222
Passed Senate. Ayes 53, nays none	222
Reported correctly enrolled	1331
Signed by President	1331
Sent to Governor	1331
Signed by Governor	1433
87 By Frey, Schaben and DeHart. A bill for an act to repeal the county option provisions of chapter 123, Code 1966.	
Reported correctly enrolled	858
Signed by President	859
Sent to Governor	859
Signed by Governor	902
91 By Lamborn, Frommelt, Sullivan and Walsh. A bill for an act to define the practice of chiropractic.	
Amendment filed	303
97 By Frommelt. A bill for an act relating to the filing of retail licensee prices.	
Reported correctly enrolled	171
Signed by President	171
Sent to Governor	171
Signed by Governor	225
100 By Shaff, Lamborn and Messerly. A bill for an act relating to voter registration.	
Referred to county government ..	54
102 By Erskine and Sullivan (Andersen, Peterson, Dooley, Koch and Doyle). A bill for an act relating to compensation of members of election boards.	
Referred to county government ..	54
103 By Erskine. A bill for an act relating to construction and repair of county buildings.	
Referred to county government ..	54
117 By Frommelt. A bill for an act relating to records of liquor licensees.	
Referred to law enforcement	54
120 By DeHart, Frey and Coleman. A bill for an act relating to the surrender of beer permits.	
Reported correctly enrolled	1490
Signed by President	1490
Sent to Governor	1491
Signed by Governor	0000
121 By Lange, Thordsen, Parker, Frey, Gilley, and Coleman (Dietz, Bergman, Tleden, Winkelman, Strothman, Camp, Hanson of Howard-Mitchell, Stokes, Den Herder, Sorg, Dooley, Johnson of Audubon-Guthrie, Christensen and Battles). A bill for an act relating to the practice of accountancy by licensed accountants, establishing a board of licensed accountants and collection of fees for support thereof.	
Referred to commerce	54
Amendment filed	631

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124 By Sullivan. A bill for an act relating to attorney fees.		penalties for the commission of or the attempt to commit crimes when armed with firearms.	
Amendments filed	177	Referred to law enforcement ..	54
Amendment adopted	177	178 By Thordsen, Briles, Frey, Walsh, Stanley, Sullivan, DeHart, Balloun, O'Malley, Gaudineer, Coleman, Conklin, Nicholson, Curran, Arbuckle, Potter and Shaff. A bill for an act relating to annual readjustment of pensions, pension payments and pension benefits for disabled and retired firemen and policemen.	
Senate concurred	177	Reported correctly enrolled	1067
Passed Senate. Ayes 45, nays 11 ..	177	Signed by President	1067
Reported correctly enrolled	278	Sent to Governor	1131
Signed by President	278	Signed by Governor	1205
Sent to Governor	287	179 By Palmer (Andersen). A bill for an act relating to the licensing of insurance agents in Iowa.	
Signed by Governor	352	Referred to commerce	54
125 By Shirley. A bill for an act relating to civil service.		Withdrawn	794
Committee report	377	184 By Judiciary. A bill for an act relating to sales and use tax exemptions to nonprofit educational institutions.	
Recommended passage	377	Reported correctly enrolled	154
Amendment filed	457	Signed by President	154
Committee report adopted	489	Sent to Governor	154
Amendment adopted	489	Signed by Governor	173
Passed Senate. Ayes 41, nays 1 ..	490	201 By Keith, Lodwick, Erskine, McGill, Coleman and Van Gilst (Fisher of Greene, Miller of Des Moines, Middleswart, Cochran, Pierson, Campbell, Millen and Edgington). A bill for an act authorizing county boards of supervisors to contribute funds to soil conservation districts, and authorizing soil conservation district commissioners to accept and use such funds.	
Motion filed to reconsider vote ..	510	Referred to agriculture	54
Explanation of vote	510	Committee report	173
Motion to reconsider vote failed ..	609	Recommended passage	173
126 By Rigler. A bill for an act to provide for the use and regulation of snowmobiles.		Committee report adopted	202
Withdrawn	311	Passed Senate. Ayes 44, nays 10 ..	202
143 By Conklin. A bill for an act relating to mobile deputy registrars.		203 By Briles and Thordsen (Caffrey, Fisher of Greene, Mayberry, Tapscott, and Camp). A bill for an act relating to cancellation and non-renewal of automobile liability insurance.	
Referred to county government ..	54	Senate concurred	314
165 By Coleman (Winkelman, Schroeder, Stromer, Cochran, Tleden and Bailey). A bill for an act relating to the list of secondary noxious weeds.		Passed Senate. Ayes 56, nays 1 ..	319
Referred to agriculture	54	Reported correctly enrolled	493
167 By Lodwick, Van Gilst, Hill, Clarke and McGill. A bill for an act relating to the agricultural land tax credit.		Signed by President	493
Amendment filed	167	Sent to Governor	408
169 By Hougen, Walsh and Coleman. A bill for an act relating to the serving and clearing of alcoholic beverages or containers by minors.		Signed by Governor	493
Referred to law enforcement ...	54	220 By Schaben. A bill for an act relating to farm wagon licensing.	
170 By Hougen, Messerly, Balloun, Reichardt and Clarke. A bill for an act relating to the use of safety emblems on slow-moving vehicles.		Senate concurred	546
Withdrawn	318	Passed Senate. Ayes 56, nays none	546
173 By Thordsen, Sullivan and Dennman (Shaw, Kluever, Duntton and Holden). A bill for an act relating to employment agencies and the fees charged thereby.		Reported correctly enrolled	693
Senate concurred	1467	Signed by President	693
Passed Senate. Ayes 45, nays 14 ..	1467		
Reported correctly enrolled	1493		
Signed by President	1493		
Sent to Governor	1495		
Signed by Governor	0000		
175 By Conklin, Nicholson, Sullivan, Messerly, Hougen, Balloun and Stanley (Fischer of Grundy, Rex, Koch, Welden, Kiltner, Bergman, Hansen of Black Hawk and Miller of Marshall). A bill for an act relating to			

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Sent to Governor	694
Signed by Governor	753
229 By Erskine (Andersen). A bill for an act relating to raising the amount of money a county may spend to repair and remodel buildings owned by the county.	
Withdrawn	187
233 By Frey (Walter). A bill for an act relating to age discrimination in employment.	
Amendment filed	811
238 By State Government. A bill for an act relating to the enforcement of laws and regulations regarding narcotic drugs, counterfeit drugs and depressants, and stimulant drugs.	
Amendment filed	1226
Amendment withdrawn	1298
Senate concurred	1298
Passed Senate. Ayes 53, nays none	1298
Reported correctly enrolled	1490
Signed by President	1490
Sent to Governor	1491
Signed by Governor	0000
Became law by publication	0000
244 By Potgeter. A bill for an act relating to the residency requirements for civil service workers.	
Committee report	476
Recommended passage	476
Amendment filed	501
Amendment filed	762
Amendment filed	989
Committee report adopted	1046
Amendments filed	1049
Amendments adopted	1049
Amendments lost	1049
Amendments withdrawn	1049
Passed Senate. Ayes 50, nays 1	1050
Motion filed to reconsider vote	1054
Motion to reconsider vote withdrawn	1091
Senate concurred	1451
Passed Senate. Ayes 55, nays none	1451
Reported correctly enrolled	1495
Signed by President	1495
Sent to Governor	1495
Signed by Governor	0000
245 By Thordsen and Nicholson (Shaw, Holden, O'Hearn, Voorhees, Radl, Koch, Huff, Newton, Dietz, Andersen, Sorg and Hansen of Black Hawk). A bill for an act relating to the compensation of the clerk of the grand jury.	
Withdrawn	29
246 By Potter. A bill for an act relating to tax receipts.	
Amendment filed	703
247 By Briles, Frey, Denman, Potgeter, DeHart, Van Gilst, Lisle, Klink, Gilley, Rigler, Shaff, Ollenburg, Stephens and Mogged. A bill for an act relating to newspaper editorials.	
Referred to judiciary	54

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253 By DeKoster and Denman. A bill for an act relating to shorthand court reporters and their compensation.	
Referred to judiciary	54
Committee report	212
Recommended amendment, passage	212
Re-referred to judiciary	229
Committee report	585
Recommended amendment, passage	585
Committee amendment	585
Amendment filed	644
Committee report adopted	655
Amendment filed	656
Amendment lost	656
Amendments withdrawn	656
Amendments filed	657
Amendments adopted	657
Amendment lost	658
Amendment withdrawn	658
Amendments filed	658
Point of order raised	658
Amendment filed	659
Amendments adopted	659
Committee amendment adopted	659
Amendment adopted	660
Passed Senate. Ayes 51, nays 1	660
Reported correctly enrolled	845
Signed by President	845
Sent to Governor	845
Signed by Governor	901
255 By Rigler. A bill for an act to amend the report of the supreme court to the General Assembly in the matter of the rules of civil procedure, and rules for court administration.	
Referred to judiciary	54
256 By Briles. A bill for an act relating to vital statistics.	
Referred to state government	54
Amendment filed	58
Amendment filed	95
Amendment filed	129
Withdrawn	962
257 By Commerce. A bill for an act to prevent dual regulation of certain annuity and endowment contracts.	
Reported correctly enrolled	171
Signed by President	171
Sent to Governor	171
Signed by Governor	225
259 By Erskine (Andersen, Miller of Jones, Ellisworth, Radl, Waugh, Koch, Stokes, Cochran, Menefee, Freeman of Buena Vista, Johnson of Audubon-Guthrie, Battles, Miller of Des Moines, Peterson, Shepherd, Caffrey, Schroeder, Kruse, Bergman, Doyle, Perkins, Schwartz, Renda, Welden, Darrington, Rodgers, McCartney, Huff and Newton). A bill for an act relating to librarians and guidance counselors for junior and senior high schools.	
Referred to schools	54
Withdrawn	958
270 By Curran, Coleman, Stephens, Clarke, Dodds, Keith,	

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Laverty, Parker, Shaff and Smith. A bill for an act relating to merger and consolidation of cooperative associations.		Recommended amendment, passage	756
Committee report adopted	11	Committee amendment	756
Passed Senate. Ayes 57, nays none	11	Committee report adopted	1219
Reported correctly enrolled	320	Committee amendment adopted	1219
Signed by President	320	Committee amendment withdrawn	1219
Sent to Governor	320	Passed Senate. Ayes 39, nays 12	1220
Signed by Governor	372	Reported correctly enrolled	1490
292 By Stanley and Shirley. A bill for an act relating to indemnification of officers, directors, employees, and agents of business corporations.		Signed by President	1490
Reported correctly enrolled	154	Sent to Governor	1491
Signed by President	154	Signed by Governor	0000
Sent to Governor	154	328 By Griffin and Denman. A bill for an act relating to statutes restricting the movement of overwidth vehicles and their application to urban transit systems.	
Signed by Governor	178	Reported correctly enrolled	408
300 By Stanley and Shirley. A bill for an act relating to business corporations.		Signed by President	408
Reported correctly enrolled	1067	Sent to Governor	408
Signed by President	1067	Signed by Governor	498
Sent to Governor	1181	332 By Lisle. A bill for an act relating to the operation of aircraft.	
Signed by Governor	1205	Referred to judiciary	54
304 By Klink (Fisher of Greene, Battles, Johnson of Audubon-Guthrie, Andersen, Camp, Graham, Nielsen, Priebe, Miller of Page, Dougherty, Varley, Kluever, Campbell and Middle-swart). A bill for an act relating to taxation of cattle.		Amendment filed	58
Amendment filed	1249	Withdrawn	311
Committee report	1276	337 By Conservation and Recreation. A bill for an act relating to state park roads.	
Recommended amendment, passage	1276	Reported correctly enrolled	408
Re-referred to ways and means	1304	Signed by President	408
308 By Conservation and Recreation. A bill for an act relating to the operation of motor boats.		Sent to Governor	408
Referred to conservation and recreation	54	Signed by Governor	498
313 By Thordsen and O'Malley. A bill for an act relating to advertisement of intoxicating liquors.		339 By Shirley, Walsh and Neu. A bill for an act to amend the residency requirements of municipal officers not elected by the voters.	
Referred to commerce	54	Reported correctly enrolled	439
318 By Conklin. A bill for an act relating to the practice of physical therapy.		Signed by President	439
Referred to social services	54	Sent to Governor	439
323 By Lamborn, Frey and Keith. A bill for an act relating to assessment procedures for low-type street improvements, optional court confirmation, alternate modes of payment to contractors, and the repeal of obsolete special assessment provisions.		Signed by Governor	498
Referred to cities and towns	54	340 By Briles. A bill for an act relating to election returns.	
326 By Reichardt. A bill for an act to legalize professional boxing and wrestling.		Referred to county government	54
Referred to conservation and recreation	54	Committee report	128
Committee report	756	Recommended passage	128
		Committee report adopted	148
		Passed Senate. Ayes 56, nays none	148
		Explanation of vote	161
		Reported correctly enrolled	693
		Signed by President	693
		Sent to Governor	694
		Signed by Governor	753
		342 By Clarke. A bill for an act relating to primary road detours.	
		Referred to transportation	54
		344 By Thordsen. A bill for an act relating to the law-enforcement officers' training academy.	
		Referred to law enforcement	54
		Committee report	533
		Recommended amendment, passage	533
		Committee report adopted	863
		Amendment filed	865
		Amendment adopted	865

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Passed Senate. Ayes 48, nays 4 ..	866	362 By Erskine, Potter, Ollen-	
Senate concurred	1445	burg, Denman, Shaff, Thordsen,	
Passed Senate. Ayes 47, nays 1 ..	1445	Stephens, Smith, Keith, Cole-	
Reported correctly enrolled	1495	man and Frommelt (Kruse,	
Signed by President	1495	Bergman, Drake, Dietz, Lip-	
Sent to Governor	1495	pold, and Nelson). A bill for	
Signed by Governor	0000	an act relating to county con-	
348 By Dodds. A bill for an act		Referred to conservation and rec-	
relating to penalties for child		reation	56
abuse.		Committee report	757
Referred to judiciary	55	Recommended passage	757
353 By DeKoster, Stanley,		Amendment filed	811
Clarke, Curran, Griffin, Lisle,		Committee report adopted	1075
Kyhl, Sullivan, Lamborn,		Amendment withdrawn	1075
Mogged, Lange, Nicholson and		Amendment filed	1075
Lodwick (Millen, Van Nos-		Amendments adopted	1075
trand, Graham, Mohrfeld,		Passed Senate. Ayes 35, nays 12 ..	1076
Crabb, Pierson, Lawson, Hold-		Explanation of vote	1101
en, Edgington, Camp, Kehe,		364 By Stanley and Shirley. A	
Goode and Bailey). A bill for		bill for an act relating to non-	
an act relating to the payment		profit corporations.	
of unemployment compensation		Senate concurred	163
benefits.		Passed Senate. Ayes 61, nays	
Referred to human and industrial		none	163
relations	55	Reported correctly enrolled	220
356 By Social Services. A bill for		Signed by President	220
an act to provide that the au-		Sent to Governor	220
thority for the commitment of		Signed by Governor	239
neglected, dependent, and delin-		365 By Potgeter (Welden). A	
quent children shall lie with		bill for an act relating to ad-	
the Department of Social Ser-		ministrative rules and regula-	
vices.		Referred to state government ...	55
Referred to social services	55	366 By Smith, Kyhl, Lamborn,	
Committee report	272	Keith, Leonard, Griffin, Bal-	
Recommended passage	272	loun, Erskine, Ollenburg,	
Committee report adopted	322	McGill, Lucken and Van Gilst	
Amendment adopted	322	(Grassley, Kennedy of Chick-	
Passed Senate. Ayes 45, nays 14 ..	322	asaw and Rex). A bill for an	
Senate concurred	1200	act to permit counties to be-	
Passed Senate. Ayes 46, nays 8 ..	1200	come associated with the Iowa	
Reported correctly enrolled	1331	State Association of Counties.	
Signed by President	1331	Referred to county government .	55
Sent to Governor	1331	Committee report	239
Signed by Governor	1433	Recommended passage	239
358 By Thordsen, Kosek, Walsh,		Amendment filed	316
Sullivan, DeHart, Potter, Ben-		Committee report adopted	323
da, Nicholson, Klink, Arbuckle,		Amendment adopted	323
Griffin, Shaff, Flatt, Mogged,		Amendment lost	324
Coleman, O'Malley, and Bal-		Amendment adopted	324
loun. A bill for an act relating		Amendments filed	325
to civic awards and indemnifi-		Amendment lost	325
cation of citizens who incur		Amendment adopted	325
personal injury or property		Amendments filed	326
damage in attempting to pre-		Amendment adopted	326
vent crimes, aid victims of		Amendments lost	326
crimes, or assist peace officers		Point of order raised	326
in attempting to prevent		Placed on calendar under unfin-	
crimes or assist in apprehen-		ished business	327
ding criminal offenders.		Amendment filed	333
Referred to judiciary	55	Amendment filed	336
359 By McGill (Tleden). A bill		Amendment adopted	337
for an act relating to seasons		Amendment withdrawn	337
for hunting fur-bearing ani-		Passed Senate. Ayes 44, nays 14 ..	337
mals.		Motion filed to reconsider vote ..	337
Committee report adopted	39	Motion to reconsider vote laid on	
Committee amendment adopted ..	40	table	337
Amendment lost	40	Motion to reconsider vote laid on	
Passed Senate. Ayes 53, nays 2 ..	40	table prevailed	338
Senate concurred	419	372 By Smith and Flatt (Berg-	
Passed Senate. Ayes 45, nays 1 ..	419	man and Varley). A bill for an	
Reported correctly enrolled	471	act to authorize the establish-	
Signed by President	471	ment of rural water districts,	
Sent to Governor	472		
Signed by Governor	499		

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to prescribe the procedure therefor, and relating to the purpose and manner of operation of such districts.		Passed Senate. Ayes 59, nays none	12
Referred to agriculture	55	Motion filed to reconsider vote	12
Withdrawn	877	Amendment filed	33
378 By McGill and Briles. A bill for an act relating to the eradication of bovine brucellosis.		Amendment filed	58
Referred to agriculture	55	Motion to reconsider vote prevailed	109
382 By Lamborn. A bill for an act relating to interest rates on certain special assessments, interim financing warrants and drainage assessments and bonds payable from assessments.		Amendment withdrawn	109
Committee report	1055	Amendment withdrawn	110
Recommended amendment, passage	1055	Amendment adopted	110
Committee amendment	1055	Passed Senate. Ayes 54, nays none	110
Amendment filed	1085	394 By Sullivan, Mogged, Thordsen, Frommelt and Erskine. A bill for an act relating to the qualifications for a real estate broker's license.	
Amendment filed	1250	Amendment filed	393
Committee report adopted	1325	396 By O'Malley, Benda, Frey, Thordsen and Conklin (Pelton, Alt, Wolfe, Strand, Tapscott and Cunningham). A bill for an act relating to registration of social workers.	
Point of order raised	1325	Referred to social services	55
Placed on calendar under unfinished business	1325	400 By Lodwick. A bill for an act relating to the appointees of the governor.	
Amendments filed	1340	Reported correctly enrolled	524
Amendments withdrawn	1369	Signed by President	524
Committee amendment withdrawn	1369	Sent to Governor	525
Amendment filed	1370	Signed by Governor	585
Amendments adopted	1372	406 By Messerly. A bill for an act relating to records in the county recorder's office.	
Passed Senate. Ayes 46, nays 1	1372	Committee report adopted	38
Explanation of vote	1402	Passed Senate. Ayes 39, nays 16	39
Reported correctly enrolled	1495	Senate concurred	421
Signed by President	1495	Passed Senate. Ayes 56, nays none	421
Sent to Governor	1495	Reported correctly enrolled	471
Signed by Governor	0000	Signed by President	471
Became law by publication	0000	Sent to Governor	472
385 By Rigler. A bill for an act relating to the highway safety programs.		Signed by Governor	499
Reported correctly enrolled	154	407 By Messerly. A bill for an act relating to benefited water districts.	
Signed by President	154	Committee report adopted	39
Sent to Governor	154	Placed on calendar under unfinished business	39
Signed by Governor	178	Amendment filed	63
386 By Doderer and Kosek, (Johnston of Johnson, Pelton and McCormick). A bill for an act relating to a renal disease program.		Amendment adopted	64
Referred to social services	55	Passed Senate. Ayes 54, nays 2	64
388 By Benda, Thordsen, Walsh, Lamborn, Palmer, O'Malley and Coleman. A bill for an act relating to the sales tax on services.		Senate concurred	422
Referred to way and means	55	Passed Senate. Ayes 43, nays 9	422
Committee report	966	Reported correctly enrolled	471
Recommended amendment, passage	966	Signed by President	471
Committee amendment	966	Sent to Governor	472
Re-referred to ways and means	1304	Signed by Governor	499
390 By Schools. A bill for an act relating to tuition and transportation for children residing in state institutions, charitable institutions, and licensed boarding homes, who enroll in special education programs conducted by county boards of education.		410 By Erskine, Messerly and McGill. A bill for an act relating to the creation and acquisition of conservation easements by voluntary means.	
		Reported correctly enrolled	429
		Signed by President	439
		Sent to Governor	439
		Signed by Governor	499
		417 By DeKoster. A bill for an act to provide for the registration and protection of marks.	
		Senate concurred	504

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Passed Senate. Ayes 53, nays none	580
Explanation of vote	614
Reported correctly enrolled	693
Signed by President	693
Sent to Governor	694
Signed by Governor	753
421 By Dodds. A bill for an act relating to the amount of credit life insurance that can be sold to a debtor.	
Referred to commerce	55
Committee report	570
Recommended passage	570
Committee report adopted	650
Passed Senate. Ayes 50, nays 1	650
Motion filed to reconsider vote	665
Amendment filed	719
Motion to reconsider vote prevailed	733
Re-referred to commerce	734
423 By Balloun, Conklin, Curran, Hammer, Keith, Nicholson, Parker, Shaff, Smith, DeKoster, Lodwick, Stanley and Walsh. A bill for an act relating to evidence for determining intoxication.	
Withdrawn	170
425 By Transportation. A bill for an act relating to the removal of hazardous conditions on highways.	
Referred to transportation	55
428 By Walsh (Ellsworth). A bill for an act relating to fish and game licenses.	
Amendment filed	58
431 By Walsh, Nicholson, Denman and O'Malley (Van Drie, Kehe, Welden, Fischer of Grundy, Dunton, Millen, Baker and Kluever). A bill for an act relating to the limitation of certain damage actions arising out of improvements or work upon real property.	
Committee report	665
Without recommendation, but with amendment	665
Committee amendment	665
Re-referred to judiciary	1304
432 By Flatt. A bill for an act relating to liability of the state for claims incident to training, operations, or maintenance of the National Guard when not engaged in active state service.	
Referred to judiciary	55
Withdrawn	794
433 By Flatt. A bill for an act relating to the Iowa National Guard.	
Referred to state government	55
Withdrawn	654
436 By Walsh, Lucken, Frey, O'Malley, Sullivan, Benda, Denman and Frommelt. A bill for an act relating to the length of motor vehicles.	
Referred to transportation	55

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438 By Thordsen, Benda, Conklin, Lamborn, Shirley, Gaudineer, Frommelt, Briles and Sullivan. A bill for an act relating to annual readjustment of pensions, pension payments, pension benefits, and required years of service for retired firemen and policemen.	
Referred to cities and towns	55
Committee report	1188
Recommended passage	1188
Re-referred to cities and towns	1304
440 By Law Enforcement. A bill for an act relating to the granting of military service exemption benefits to dependents.	
Reported correctly enrolled	858
Signed by President	859
Sent to Governor	859
Signed by Governor	902
444 By Mowry. A bill for an act relating to post-conviction procedure.	
Referred to judiciary	55
Committee report	212
Recommended passage	212
Committee report adopted	228
Passed Senate. Ayes 55, nays none	228
Reported correctly enrolled	1331
Signed by President	1331
Sent to Governor	1331
Signed by Governor	1433
446 By Lamborn and Parker. A bill for an act relating to area schools.	
Referred to higher education	55
448 By Thordsen, Benda, Conklin, Lamborn, Shirley, Gaudineer, Frommelt, Briles and Sullivan. A bill for an act relating to annual readjustment of pensions, pension payments, pension benefits, and required years of service for retired peace officers.	
Committee report	1057
Recommended passage	1057
Re-referred to cities and towns	1304
452 By Law Enforcement. A bill for an act relating to federal tax liens on vehicles for which a certificate of title is required.	
Referred to law enforcement	55
Committee report	128
Recommended passage	128
Committee report adopted	149
Passed Senate. Ayes 56, nays none	149
Explanation of vote	161
456 By Social Services. A bill for an act relating to the licensing and registration of nursing home administrators.	
Referred to social services	55
Committee report	735
Recommended amendment, passage	735
Committee amendment	735
Made special order	941
Special order postponed	962
Amendment filed	967

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Amendments filed	968	461 By Conklin, Lucken, Laverty, Nicholson, Smith, Benda, Lam- born, Ollenburg, Klink, De- Koster, Erskine, Sullivan, Ar- buckle, Messerly, Parker, Ko- sek, Stanley, Potgeter, Potter, Walsh, Shaff, DeHart, Flatt and Lange. A bill for an act relating to the penalty for the deliberate littering of high- ways.	
Special order	979	Referred to law enforcement ..	55
Committee report adopted	980	464 By Conklin, Lucken, Laverty, Nicholson, Smith, Benda, Lamborn, Ollenburg, Klink, DeKoster, Erskine, Sullivan, Arbuckle, Messerly, Parker, Kosek, Stanley, Potgeter, Pot- ter, Walsh, Shaff, DeHart, Flatt and Lange. A bill for an act relating to the deliberate littering of public property, and providing an appropriate penalty therefor.	
Amendments withdrawn	980	Committee report	354
Amendment adopted	982	Recommended passage	354
Amendment withdrawn	982	Withdrawn	484
Motion filed to reconsider vote ..	982	467 By Lucken, Walsh and Cole- man. A bill for an act relating to marketing of dairy products.	
Motion to reconsider vote pre- valled	982	Referred to agriculture	55
Amendment lost	983	468 By Lisle. A bill for an act relating to the reclamation of former junior colleges or com- munity colleges and author- izing tax levies for the support and improvement of the re- claimed college.	
Amendment filed	983	Referred to higher education ..	55
Amendments adopted	984	471 By Neu, Benda and Doderer (Wells). A bill for an act re- lating to vacations for public employees.	
Amendment withdrawn	984	Committee report	378
Committee amendment adopted ..	984	Recommended amendment, pas- sage	378
Amendments filed	985	Committee amendment	378
Amendments adopted	985	Made special order	450
Passed Senate, Ayes 57, nays 2 ..	985	H. F. 1197 substituted	498
Motion filed to reconsider vote ..	986	Withdrawn	542
Motion to reconsider vote laid on table	986	473 By Rigler. A bill for an act to provide for the construc- tion and reconstruction of state and interstate controlled- access highways, to provide for the payment of the cost, and to authorize the borrow- ing of money and the issuance of bonds.	
Motion to reconsider vote laid on table prevailed	986	Referred to transportation	55
Amendment filed	1306	475 By Stanley, Potgeter and Walsh. A bill for an act to provide for incentive awards to state employees who de- velop or participate in cost re- duction plans or contribute to efficiency and economy in state government.	
Amendment filed	1340	Reported correctly enrolled	111
Amendments filed	1341	Signed by President	111
Amendments withdrawn	1355	Sent to Governor	131
Amendment lost	1356	Signed by Governor	131
Amendment withdrawn	1356		
Amendment filed	1359		
Amendments adopted	1359		
Senate concurred	1359		
Passed Senate, Ayes 41, nays 4 ..	1360		
Explanation of vote	1402		
Senate insisted	1393		
Conference committee appointed ..	1393		
Conference committee report	1446		
Conference committee report adopted	1446		
Passed Senate, Ayes 51, nays 3 ..	1448		
Reported correctly enrolled	1495		
Signed by President	1495		
Sent to Governor	1495		
Signed by Governor	0000		
458 By Lodwick. A bill for an act relating to the salary of the deputy sheriff.			
Referred to county government ..	55		
459 By Sullivan, Nicholson, Frey, Benda, Denman, Thordsen and Reichardt (Crabb, Corey, Knoblauch, Bennett and Bat- tles). A bill for an act re- lating to members designated to elect members of the State Fair Board.			
Referred to agriculture	55		
Committee report	162		
Recommended passage	162		
Committee report adopted	172		
Amendment filed	173		
Amendments adopted	173		
Passed Senate, Ayes 57, nays none	174		
460 By Conklin. A bill for an act relating to the fee for filing notice of corporate dis- solution.			
Committee report	571		
Recommended passage	571		
Committee report adopted	651		
Passed Senate, Ayes 52, nays none	651		
Reported correctly enrolled	1331		
Signed by President	1331		
Sent to Governor	1331		
Signed by Governor	1433		

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476 By Stanley, Conklin, Thordsen, Mowry, Sullivan, Nicholson, Hougou, Erskine, Coleman, Walsh, Ollenburg and Parker. A bill for an act to prohibit the ownership, possession, and use of firearms for certain periods of time by persons convicted of a serious offense or by persons having been determined to be delinquent children.	
Referred to law enforcement ...	55
477 By Stanley, Conklin, DeKoster, Flatt, Kosek, Lamborn, Lange, Lodwick, Lucken, Parker, Potgeter, Smith, Sullivan, Curran, Potter, Ollenburg, Balloun and Frey. A bill for an act relating to county relief.	
Referred to county government ..	55
478 By Stanley, O'Malley, Conklin, DeKoster, Flatt, Kosek, Lamborn, Lodwick, Lucken, Potgeter and Sullivan. A bill for an act relating to the enforcement of obligations to support persons receiving public assistance, the appointment of a conservator for a person receiving public assistance, the protection of the public interest in the proper support of minor children of divorced or separated parents, and the duties of the county attorney and the county department of social welfare.	
Referred to social services	55
Committee report	355
Recommended passage	355
Committee report adopted	560
Passed Senate. Ayes 58, nays none	560
489 By Transportation. A bill for an act relating to the movement of vehicles and loads of excess size and weight.	
Committee report	162
Recommended passage	162
Committee report adopted	174
Passed Senate. Ayes 56, nays none	174
Senate concurred	482
Passed Senate. Ayes 46, nays none	482
Reported correctly enrolled	560
Signed by President	560
Sent to Governor	561
Signed by Governor	585
498 By Frommelt and Walsh. A bill for an act relating to area schools, and to provide for extension of vocational school and community college opportunities on a statewide basis.	
Amendment filed	163
503 By Frey. A bill for an act relating to semitrailers.	
Referred to law enforcement ...	55
Amendment filed	241
505 By Walsh (Van Drie, Kluever, Alt and Nolting). A bill	

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for an act relating to municipal utility retirement systems.	
Referred to cities and towns	55
Committee report	717
Recommended passage	717
Committee report adopted	1279
H. F. 581 substituted	1279
Withdrawn	1280
508 By Walsh. A bill for an act relating to distribution of food stamps, surplus foods, or other commodities.	
Committee report	377
Recommended passage	377
Amendment filed	478
Amendments filed	501
Amendment filed	552
Committee report adopted	610
Amendment withdrawn	610
Amendment withdrawn	611
Amendments adopted	611
Failed to pass Senate. Ayes 26 nays 31	612
Motion filed to reconsider vote ..	612
Motion to reconsider vote prevailed	713
Motion filed to reconsider vote ..	714
Motion to reconsider vote prevailed	714
Motion filed to reconsider vote ..	714
Motion to reconsider vote prevailed	714
Amendment withdrawn	714
Amendment filed	714
Amendment adopted	714
Amendments adopted	715
Passed Senate. Ayes 39, nays 16 ..	715
512 By Dodds. A bill for an act relating to delinquent taxes.	
Referred to county government ..	55
Committee report	289
Recommended passage	289
Committee report adopted	327
Passed Senate. Ayes 54, nays 2 ..	327
516 By O'Malley, Denman, Reichardt, Gaudineer and Palmer. A bill for an act relating to fish and game license fees.	
Referred to conservation and recreation	55
517 By Transportation. A bill for an act relating to the discharge of sewage and other wastes into open highway ditches.	
Referred to transportation	55
521 By Schools. A bill for an act relating to the taking of the school census.	
Referred to schools	55
526 By Schools. A bill for an act relating to the certification of teachers.	
Referred to schools	55
Committee report	225
Recommended passage	225
Amendment filed	241
Committee report adopted	285
Amendment filed	285
Amendments adopted	285
Passed Senate. Ayes 53, nays 1 ..	285
527 By Schools. A bill for an act to provide a source of revenue	

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sufficient to provide for salaries, support, maintenance, and other expenses of the professional teaching practices commission, through an increase in fees collected from members of the teaching profession for issuance and renewal of teachers' certificates.		539 By DeKoster, Denman, Neu, Briles, Coleman, Lucken and Shaff (Kluever, Fischer of Grundy, Nielsen, Miller of Page, Holden, Grassley, Millen, Dunton, Baker and Miller of Des Moines). A bill for an act relating to automobile dealership franchises.	
Referred to appropriations	55	Withdrawn	809
528 By Nicholson (Holden). A bill for an act to prohibit the parking of vehicles on private property.		540 By Reichardt (Kreamer). A bill for an act relating to school districts.	
Referred to law enforcement ...	55	Referred to schools	55
533 By Thorsden, Nicholson, Frey, Potter, O'Malley, Shirley, Schaben, DeHart, Kyhl, Ollenburger, Walsh, Stephens, Keith, Lucken, Gilley, Parker, Klink, and Potgeter. A bill for an act relating to the licensing and regulation of private detectives.		541 By Social Services. A bill for an act relating to the computation of aid to dependent children payments.	
Referred to law enforcement	55	Referred to social services	55
Committee report	57	546 By Flatt, Shaff and Nicholson. A bill for an act relating to area schools, and establishing the state board of trustees for area schools.	
Recommended amendment, passage	57	Referred to higher education ...	55
Committee amendment	57	550 By Nicholson, Thorsden and Mogged (Newton). A bill for an act relating to licensing and regulation of hearing aid dealers, and appropriating license fees for purposes of administration.	
Committee report adopted	67	Referred to commerce	56
Committee amendment adopted ..	67	Committee report	614
Committee amendment adopted ..	68	Recommended amendment, passage	614
Amendment filed	68	Committee amendment	614
Amendment adopted	68	Amendment filed	631
Placed on calendar under unfinished business	68	Re-referred to commerce	641
Amendments filed	96	554 By Stanley, Walsh, Clarke, Mowry, Benda, Lamborn, Balloun, Denman, DeKoster, Neu, Conklin and Shirley. A bill for an act relating to professional corporations and foreign professional corporations.	
Amendments adopted	111	Referred to commerce	56
Passed Senate. Ayes 54, nays 2 ..	111	Committee report	256
534 By Transportation. A bill for an act relating to highway construction.		Recommended amendment, passage	256
Senate concurred	1113	Committee amendment	256
Passed Senate. Ayes 43, nays 2 ..	1113	Amendment filed	290
Reported correctly enrolled	1232	Committee report adopted	297
Signed by President	1232	Placed on calendar under unfinished business	297
Sent to Governor	1232	Amendments filed	308
Signed by Governor	1331	Amendments adopted	308
535 By Hougen, Clarke, Stephens, Arbuckle, Klink, Potter, Mogged, Parker, Kyhl, Lucken, Balloun, Nicholson and Keith (Strothman, Edgington, Mendenhall, Stromer, Koch, Crabb, Van Nostrand, Nelson, Fisher of Greene, Varley, Fischer of Grundy, Cunningham, Den Herder, Freeman of Buena Vista and Kluever). A bill for an act to provide for the establishment of county associations of local school district boards of education, to provide for the financing thereof, and to abolish the county school system.		Committee amendment adopted ..	308
Referred to state government ..	55	Amendment lost	308
Committee report	757	Passed Senate. Ayes 50, nays 3 ..	309
Recommended passage	757	Motion filed to reconsider vote ..	309
Amendment filed	902	Motion to reconsider vote laid on table	309
Amendment filed	1131	Motion to reconsider vote laid on table prevailed	309
Re-referred to state government.	1304	Explanation of vote	315
		Explanation of vote	315
		Reported correctly enrolled	693
		Signed by President	693
		Sent to Governor	694
		Signed by Governor	753
		558 By Clarke. A bill for an act to provide for an Iowa Beef	

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Council, and to impose an excise tax on sales of beef cattle and veal calves for slaughter.	
Referred to agriculture	56
566 By Sullivan, Nicholson, Frey, Benda, Denman, Thordsen and Reichardt (Crabb, Corey, Knoblauch, Bennett and Battles). A bill for an act to promote the further development of industry, tourism, and agriculture through horse racing in Iowa to create a racing commission, to provide for control and regulation of races and pari-mutuel wagering, and to appropriate funds for this purpose.	
Amendment filed	834
568 By Laverty and Gaudineer. A bill for an act to provide for establishment of benefited street lighting districts in unincorporated areas.	
Referred to county government..	56
Committee report	289
Recommended passage	289
Committee report adopted	346
Placed on calendar under unfinished business	346
Amendment filed	355
Amendment adopted	360
Passed Senate. Ayes 53, nays none	360
Reported correctly enrolled	1067
Signed by President	1067
Sent to Governor	1131
Signed by Governor	1205
571 By Social Services. A bill for an act to make all employees of county welfare departments employees of the Iowa department of social services and to insure that such employees are entitled to the same fringe benefits as employees of the Iowa department of social services.	
Referred to social services	56
Committee report	194
Recommended passage	195
Committee report adopted	222
Placed on calendar under unfinished business	223
Amendments filed	241
Amendments filed	258
Amendment filed	272
Amendment withdrawn	276
Amendment lost	276
Amendments adopted	277
Amendment lost	277
Re-referred to social services	278
Committee report	551
Recommended amendment, passage	551
Committee amendment	551
Amendment filed	682
Committee report adopted	918
Placed on calendar under unfinished business	918
Amendment filed	943
Amendment adopted	1260
Amendment withdrawn	1260
Placed on calendar under unfinished business	1261

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Amendment filed	1306
Motion to table	1363
Motion to table lost	1363
Amendment withdrawn	1363
Motion filed to reconsider vote	1363
Motion to reconsider vote prevailed	1364
Amendment lost	1364
Committee amendment adopted	1364
Passed Senate. Ayes 34, nays 20	1364
Explanation of vote	1402
572 By Social Services. A bill for an act to establish a bureau of mental retardation and a bureau of income maintenance services within the department of social services.	
Referred to social services	56
575 By Walsh (Miller of Des Moines, Brinck, Baker, Schmeisser, Mayberry, Franklin, Tapscott, Jesse, Schwartz, Gannon, Croster and Middleswart). A bill for an act relating to the statutory ceilings on the salaries of municipal officials.	
Referred to cities and towns	56
585 By State Government. A bill for an act relating to a state crime laboratory, a state medical examiner, county medical examiners, and the investigation of unnatural deaths.	
Amendment filed	868
Amendment filed	873
Amendments filed	874
Amendments adopted	874
Senate concurred	874
Passed Senate. Ayes 45, nays none	874
Motion filed to reconsider vote	877
Explanation of vote	902
Amendment filed	943
Amendment filed	968
Motion to reconsider vote prevailed	1008
Motion filed to reconsider vote	1008
Motion to reconsider vote prevailed	1008
Motion filed to reconsider vote	1008
Motion to reconsider vote prevailed	1008
Amendments adopted	1009
Amendment withdrawn	1009
Senate concurred	1009
Passed Senate. Ayes 54, nays none	1009
Reported correctly enrolled	1232
Signed by President	1232
Sent to Governor	1232
Signed by Governor	1376
588 By Conservation and Recreation. A bill for an act relating to boating on artificial lakes and impoundments.	
Referred to conservation and recreation	56
Committee report	95
Recommended passage	95
Committee report adopted	133

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Passed Senate. Ayes 55, nays none	138	county sheriffs and their deputies.	
Reported correctly enrolled	1067	Amendment adopted	27
Signed by President	1067	Passed Senate. Ayes 43, nays 13 ..	27
Sent to Governor	1131	627 By Agriculture. A bill for an act relating to pipelines.	
Signed by Governor	1205	Referred to agriculture	56
594 By Law Enforcement. A bill for an act relating to fees charged for licenses of motor vehicle manufacturers, distributors, wholesalers, factory representatives, and distributor branch representatives.		628 By Agriculture. A bill for an act to establish definitions and standards for frozen deserts.	
Passed Senate. Ayes 58, nays none	12	Amendments adopted	41
Motion filed to reconsider vote ..	29	Passed Senate. Ayes 56, nays none	42
Motion to reconsider vote withdrawn	66	Amendment filed	687
Senate concurred	1299	Amendment adopted	698
Passed Senate. Ayes 55, nays none	1299	Senate concurred	698
Reported correctly enrolled	1357	Passed Senate. Ayes 58, nays 1 ..	608
Signed by President	1358	Senate insisted	649
Sent to Governor	1358	Conference committee appointed.	690
Signed by Governor	1474	Conference committee report ..	853
595 By Rules. A bill for an act relating to parliamentary procedure.		Conference committee report adopted	857
Referred to rules	56	Passed Senate. Ayes 53, nays 1 ..	858
Committee report	457	Reported correctly enrolled	951
Recommended amendment, passage	457	Signed by President	952
Committee report	457	Sent to Governor	952
Withdrawn	496	Signed by Governor	1012
596 By Judiciary. A bill for an act relating to real property titles.		637 By Transportation. A bill for and act to establish a street research fund and to provide for its use.	
Passed Senate. Ayes 55, nays none	26	Referred to transportation	56
Senate concurred	711	639 By Law Enforcement. A bill for an act relating to operator's and chauffeur's licenses.	
Passed Senate. Ayes 50, nays none	712	Referred to law enforcement	56
Reported correctly enrolled	744	Committee report	58
Signed by President	745	Recommended amendment, passage	58
Sent to Governor	745	Committee amendment	58
Signed by Governor	811	Re-referred to law enforcement ..	161
613 By State Government. A bill for an act relating to the qualifications of the state law librarian.		640 By Schools. A bill for an act relating to school budget hearings.	
Referred to state government ..	56	Amendment filed	1226
Committee report	290	Amendments filed	1250
Recommended passage	290	Amendment filed	1276
Amendment filed	304	Amendment lost	1283
Referred to state government ..	327	Amendment filed	1283
615 By Law Enforcement. A bill for an act relating to vehicle safety.		Amendment lost	1284
Referred to law enforcement ...	56	Amendments adopted	1284
616 By County Government. A bill for an act relating to maximum expenditures, without a vote of the people, for county building construction or reconstruction and real estate purchases.		Amendment adopted	1285
Referred to county government ..	56	Amendments adopted	1293
618 By Agriculture. A bill for an act to provide an excise tax on the sale of eggs and turkeys.		Amendments adopted	1293
Referred to agriculture	56	Amendment filed	1293
623 By County Government. A bill for an act relating to		Amendment lost	1293
		Amendment lost	1294
		Amendments adopted	1294
		Amendment lost	1295
		Amendment filed	1295
		Amendment adopted	1295
		Amendment withdrawn	1295
		Motion filed to reconsider vote ..	1295
		Motion to reconsider vote failed ..	1295
		Senate concurred	1295
		Passed Senate. Ayes 50, nays 8 ..	1296
		Motion filed to reconsider vote ..	1296
		Motion to reconsider vote laid on table	1296
		Motion to reconsider vote laid on table prevailed	1296
		Senate insisted	1296
		Conference committee appointed ..	1321

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Conference committee report	1431
Conference committee report re- jected	1440
Conference committee appointed	1471
Conference committee report	1471
Conference committee report adopted	1485
Passed Senate. Ayes 39, nays 14	1487
Reported correctly enrolled	1495
Signed by President	1495
Sent to Governor	1495
Signed by Governor	0000
Became law by publication	0000
643 By Law Enforcement. A bill for an act relating to the reg- istration of motor vehicles by a non-resident.	
Referred to law enforcement	56
Committee report	128
Recommended passage	128
Committee report adopted	149
Passed Senate. Ayes 57, nays none	150
Explanation of vote	161
Reported correctly enrolled	845
Signed by President	845
Sent to Governor	845
Signed by Governor	901
644 By Law Enforcement. A bill for an act relating to manda- tory revocation of beer per- mits.	
Referred to law enforcement	56
645 By Schools. A bill for an act to accept the provisions of the national school lunch act and the national child nutrition act of 1966.	
Referred to schools	56
Committee report	225
Recommended passage	225
Committee report adopted	292
Amendment filed	292
Amendment adopted	293
Passed Senate. Ayes 58, nays none	293
Reported correctly enrolled	1067
Signed by President	1067
Sent to Governor	1131
Signed by Governor	1205
Became law by publication	0000
646 By Judiciary. A bill for an act relating to subdivided lands.	
Referred to judiciary	56
647 By Schools. A bill for an act relating to the transportation of pupils to schools.	
Referred to schools	56
648 By Schools. A bill for an act relating to certificated public school employees, providing for orderly procedures for profes- sional negotiation between professional educators and boards of education.	
Referred to schools	56
656 By Cities and Towns. A bill for an act authorizing cities and towns to impose local in- come, earnings, sales and wheel taxes, upon a majority vote of the electorate.	
Referred to cities and towns	56

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657 By Commerce. A bill for an act relating to the storage of grain.	
Referred to commerce	56
Committee report	211
Recommended passage	211
Committee report adopted	229
Placed on calendar under unfin- ished business	229
Amendment filed	278
Amendment adopted	278
Amendment filed	279
Amendment lost	279
Passed Senate. Ayes 35, nays 23	279
658 By Commerce. A bill for an act relating to the licensing of agricultural warehouses.	
Referred to commerce	56
Committee report	211
Recommended passage	211
Committee report adopted	229
Placed on calendar under unfin- ished business	229
Referred to commerce	306
659 By Commerce. A bill for an act relating to lost warehouse receipts.	
Referred to commerce	56
Committee report	212
Recommended passage	212
Committee report adopted	249
Passed Senate. Ayes 59, nays none	249
Reported correctly enrolled	1490
Signed by President	1490
Sent to Governor	1491
Signed by Governor	0000
665 By State Government. A bill for an act relating to residen- cy requirements for elections compensation and training of election workers, the use of voters' oaths, affidavits, and declarations, the qualification and certification of candidates of nonparty political organiza- tions, voter registration, the use of serial numbers on applica- tions for absentee ballots and ballot envelopes, absentee bal- lots for servicemen, the pro- hibition of the solicitation and notarization of absentee bal- lots by governmental emp- loyees, the review and use of voters' lists, the time of elec- tion filings, calling district conventions after resignation of candidates, polling places, the registration of candidates, and administration of the elec- tion laws by the secretary of state.	
Amendments filed	924
Amendments filed	943
Amendment filed	944
Amendment filed	990
Amendment filed	991
Amendment adopted	1121
Point of order raised	1122
Amendment adopted	1122
Amendment adopted	1123
Amendment lost	1123
Amendment withdrawn	1123
Amendment lost	1124

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Amendment withdrawn	1124	functions and policies of the commission	
Amendment adopted	1125	Referred to appropriations	54
Amendment filed	1125	694 By Commerce. A bill for an act to encourage competition in rate making among certain casualty insurance companies.	
Point of order raised	1126	Referred to commerce	56
Amendment adopted	1126	Committee report	391
Motion filed to reconsider vote	1126	Recommended amendment, passage	391
Amendments filed	1141	Committee amendment	391
Amendment filed	1189	Committee report adopted	598
Amendment filed	1276	H. F. 633 substituted	599
Amendment filed	1841	Withdrawn	602
Amendment filed	1878	697 By Appropriations. A bill for an act to provide a source of revenue sufficient to provide for salaries, support, maintenance, and other expenses of the professional teaching practices commission.	
Motion to reconsider vote pre- valled	1459	Referred to appropriations	56
Amendment withdrawn	1459	1001 By Judiciary. A bill for an act relating to state director of social services as the recipient of certain federal aid funds.	
Amendments adopted	1460	Introduced, placed on calendar ..	9
Amendment lost	1461	Passed Senate. Ayes 55, nays none	42
Amendments withdrawn	1461	1002 By Judiciary. A bill for act to clarify the definition of purchase price under the use tax law.	
Amendment adopted	1461	Introduced, placed on calendar ..	9
Senate concurred	1461	Referred to judiciary	43
Passed Senate. Ayes 46, nays 11 ..	1462	Committee report	179
Reported correctly enrolled	1495	Recommended passage	179
Signed by President	1495	Committee report adopted	184
Sent to Governor	1495	Placed on calendar under unfinished business	184
Signed by Governor	0000	Passed Senate. Ayes 56, nays none	198
677 By Schools. A bill for an act relating to the basic school tax formula and allocation of state equalization aid to public schools.		1003 By Judiciary. A bill for an act relating to institutions of higher learning under the jurisdiction of the state board of regents.	
Referred to schools	56	Introduced, placed on calendar ..	9
678 By Cities and Towns. A bill for an act relating to collective bargaining in certain public employment.		Referred to judiciary	43
Referred to cities and towns	56	Amendment filed	132
683 By Judiciary. A bill for an act to authorize and direct the executive council to approve the issuance of a quit claim deed from the conservation commission to the Atlantic Richfield Company, a Pennsylvania corporation, for certain real estate located in Lee County, Iowa.		1004 By Judiciary. A bill for an act to remove a reference to terms of court in the statute relating to notice to a foreign corporation committing a tort in Iowa.	
Amendment withdrawn	28	Introduced, placed on calendar ..	9
Amendment adopted	28	Passed Senate. Ayes 55, nays none	43
Passed Senate. Ayes 42, nays 10 ..	28	Reported correctly enrolled	102
Reported correctly enrolled	560	Signed by President	108
Signed by President	560	Sent to Governor	127
Sent to Governor	561	Signed by Governor	161
Signed by Governor	585	1005 By Judiciary. A bill for an act relating to time of trial for persons held for a public offense.	
Became law by publication	756	Introduced, placed on calendar ..	10
684 By Transportation. A bill for an act to provide relocation payments and assistance to persons required to relocate residences, farms or businesses because such property is taken for public highway purposes.		Passed Senate. Ayes 54, nays none	44
Re-referred to transportation ..	37	Reported correctly enrolled	277
Withdrawn	137	Signed by President	278
693 By Law Enforcement. A bill for an act relating to the establishment of the Iowa crime commission, to provide for the administration thereof, to make appropriations therefor, to authorize acceptance and use of grants to further and accomplish the purposes thereof, and to ratify and approve acts heretofore done to initiate the			

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Sent to Governor	287
Signed by Governor	352
1006 By Judiciary. A bill for an act to clarify chapter 142, Acts of the Sixty-third General Assembly, first session, relating to eradication of hog cholera.	
Introduced, placed on calendar ..	10
Passed Senate. Ayes 54, nays none	50
1007 By Judiciary. A bill for an act relating to a temporary initial assessment against all public utilities to provide a fund for implementation of the public utilities regulation law.	
Introduced, placed on calendar ..	10
Passed Senate. Ayes 53, nays none	45
Reported correctly enrolled	278
Signed by President	278
Sent to Governor	287
Signed by Governor	353
1008 By Judiciary. A bill for an act relating to distribution of code commission briefs.	
Introduced, placed on calendar ..	10
Passed Senate. Ayes 53, nays none	46
1009 By Judiciary. A bill for an act relating to acknowledgments by notaries public.	
Introduced, placed on calendar ..	10
Passed Senate. Ayes 54, nays none	46
Reported correctly enrolled	1331
Signed by President	1331
Sent to Governor	1331
Signed by Governor	1433
1010 By Judiciary. A bill for an act to clarify the Iowa liquor control act.	
Introduced, placed on calendar ..	10
Passed Senate. Ayes 55, nays none	51
1011 By Judiciary. A bill for an act relating to a minimum motor vehicle registration fee.	
Introduced, placed on calendar ..	10
Passed Senate. Ayes 51, nays 1 ..	47
Senate concurred	336
Passed Senate. Ayes 47, nays none	336
Reported correctly enrolled	408
Signed by President	408
Sent to Governor	408
Signed by Governor	498
1012 By Judiciary. A bill for an act relating to drainage laws.	
Introduced, placed on calendar ..	10
Placed on calendar under unfinished business	51
Amendment filed	65
Amendment adopted	65
Passed Senate. Ayes 58, nays none	65
Reported correctly enrolled	278
Signed by President	278
Sent to Governor	287
Signed by Governor	353

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1013 By Judiciary. A bill for an act relating to the registration and operation of motor vehicles.	
Introduced, placed on calendar ..	10
Placed on calendar under unfinished business	48
Passed Senate. Ayes 55, nays none	51
Reported correctly enrolled	343
Signed by President	343
Sent to Governor	344
Signed by Governor	372
1014 By Judiciary. A bill for an act relating to admission and exclusion of school pupils.	
Introduced, placed on calendar ..	11
Placed on calendar under unfinished business	48
Passed Senate. Ayes 56, nays none	52
1015 By Judiciary. A bill for an act relating to an obsolete reference to the state tax commission.	
Introduced, placed on calendar ..	11
Passed Senate. Ayes 55, nays none	53
Reported correctly enrolled	278
Signed by President	278
Sent to Governor	287
Signed by Governor	353
1016 By Judiciary. A bill for an act relating to obsolete provisions in the law relating to county expenditures.	
Introduced, placed on calendar ..	11
Placed on calendar under unfinished business	53
Amendment filed	58
Amendment adopted	64
Passed Senate. Ayes 57, nays 1 ..	65
Reported correctly enrolled	278
Signed by President	278
Sent to Governor	287
Signed by Governor	353
1017 By Walsh and O'Malley. A bill for an act relating to wages subject to the Iowa public employees' retirement system.	
Introduced, passed on file	29
Referred to state government ..	77
1018 By McGill, Parker, Klink, Erskine, Palmer, Curran, Laverty, Schaben, Clarke, Doderer, Orr, Gaudineer, Shirley, Frommelt, Hill, Denman, Conklin, DeHart, Van Gilst, Anderson, Lucken, Briles, Dodds, Ollenburger, Frey, Arbuckle, Shaff, Mogged, Potter, Smith, Davis, Stephens, O'Malley, Coleman, Bass, Balloun, Kyhl, Mowry, Lamborn, Keith and Welmer (Cochran, Rex, Rodgers and Dougherty). A bill for an act relating to the tax on services.	
Introduced, passed on file	30
Referred to ways and means ..	77
1019 By McGill and Schaben (Rex). A bill for an act repealing the personal property tax on cattle.	

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Introduced, passed on file	30	enlarging the personal property tax credit from revenue raised by increasing the state income tax.	
Referred to ways and means....	77	Introduced, passed on file	31
1020 By Gaudineer. A bill for an act relating to immunity of witnesses from use of evidence given by them in criminal proceedings.		Referred to ways and means	77
Introduced, passed on file	30	Amendment filed	378
Referred to judiciary	77	Referred to appropriations	476
1021 By Nicholson (Holden and Dougherty). A bill for an act relating to municipal lighting districts.		Committee report	477
Introduced, passed on file	30	Recommended amendment, passage	477
Referred to cities and towns	77	Committee amendment	477
Committee report	377	1028 By Neu. A bill for an act to require vacancies on county boards of supervisors to be filled by special election.	
Recommended passage	377	Introduced, passed on file	31
Committee report adopted.....	488	Referred to county government ..	77
H. F. 1007 substituted	488	1029 By Lamborn. A bill for an act imposing a penalty for delinquent taxes.	
Withdrawn	488	Introduced, passed on file	31
1022 By Hougen. A bill for an act relating to Iowa highway safety patrol vehicles.		Referred to ways and means	77
Introduced, passed on file	30	1030 By Shirley (Skinner). A bill for an act relating to attachment of land to high school districts.	
Referred to law enforcement ..	77	Introduced, passed on file	31
1023 By Glenn. A bill for an act relating to estates exempt from inheritance tax.		Referred to schools	77
Introduced, passed on file	30	1031 By Gaudineer. A bill for an act relating to probate inventories.	
Referred to judiciary	77	Introduced, passed on file	31
Committee report	179	Referred to judiciary	77
Recommended passage	179	Committee report	212
Committee report adopted	183	Recommended passage	212
Passed Senate. Ayes 54, nays none	183	Committee report adopted	235
Explanation of vote	210	Passed Senate. Ayes 51, nays none	235
Reported correctly enrolled	730	Reported correctly enrolled	858
Signed by President	730	Signed by President	859
Sent to Governor	730	Sent to Governor	859
Signed by Governor	753	Signed by Governor	902
1024 By Glenn. A bill for an act to enhance public confidence in state officials and judges by requiring disclosure of income and investments.		1032 By Gaudineer. A bill for an act relating to the primary road system.	
Introduced, passed on file	30	Introduced, passed on file	31
Referred to rules	77	Referred to transportation	77
1025 By Smith, Stephens, O'Malley, Leonard, DeHart, Van Gilst and McGill (Bergman, Kruse, Cochran, Middleswart, Tapscott, Holden, Peterson, Andersen, Rex, Rodgers and Radl). A bill for an act to create an alcoholism rehabilitation fund by levying taxes on consumers of alcoholic beverages and to provide for the use of the funds for the rehabilitation of alcoholics.		Committee report	333
Introduced, passed on file	30	Recommended passage	333
Referred to ways and means ..	77	Committee report adopted	365
Amendment filed	316	Amendment filed	365
1026 By Hougen. A bill for an act relating to the merit system of personnel administration for state employees.		Amendment lost	365
Introduced, passed on file	31	Placed on calendar under unfinished business	365
Referred to state government ..	77	Amendment filed	393
Amendment filed	146	Amendment adopted	403
1027 By Ollenburg, McGill, Shaff and Anderson. A bill for an act		Passed Senate. Ayes 50, nays 6....	404
		1033 By Gaudineer. A bill for an act relating to the revocation of the license or driving privilege of any operator or chauffeur.	
		Introduced, passed on file	31
		Referred to law enforcement	77
		Committee report	180
		Recommended passage	189
		Committee report adopted	203
		Passed Senate. Ayes 54, nays 3....	263
		1034 By Gaudineer. A bill for an act relating to the appointment of public officials.	

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Introduced, passed on file	31	1043 By Mowry (Hill and Miller of Marshall). A bill for an act relating to municipal court judges.	
Referred to state government ..	78	Introduced, passed on file	32
1035 By Walsh and O'Malley. A bill for an act relating to the Iowa public employees' retirement system and wages and benefits subject to such system.		Referred to judiciary	78
Introduced, passed on file	31	Committee report	586
Referred to state government ..	78	Recommended passage	586
1036 By Conklin. A bill for an act relating to court costs in criminal cases.		Committee report adopted	660
Introduced, passed on file	32	Amendment filed	660
Referred to judiciary	78	Amendment withdrawn	660
1037 By Conklin (Lippold). A bill for an act relating to length of sessions of the General Assembly.		Passed Senate. Ayes 49, nays none	661
Introduced, passed on file	32	1044 By Hill. A bill for an act relating to appearances before agencies of political subdivisions by officials, employees, legislative employees, and members of the General Assembly.	
Referred to rules	78	Introduced, passed on file	34
1038 By Shirley (Rodgers). A bill for an act to legalize and validate the proceedings of the board of supervisors of Dallas County, Iowa, authorizing and providing for the issuance of county home bonds of said county and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said county.		Referred to rules	78
Introduced, passed on file	32	1045 By Gaudineer. A bill for an act requiring telephone companies to provide a common number that will reach the central law enforcement agency in each county.	
Referred to judiciary	78	Introduced, passed on file	49
Committee report	128	Referred to commerce	78
Recommended passage	128	1046 By Gaudineer (Renda). A bill for an act relating to supreme court law clerks.	
Committee report adopted	153	Introduced, passed on file	49
Passed Senate. Ayes 59, nays none	153	Referred to state government ..	78
Explanation of vote	161	1047 By Gaudineer. A bill for an act relating to permits to carry concealed weapons, and to provide punishment for those persons who violate the act.	
Proof of publication certified ..	373	Introduced, passed on file	49
Reported correctly enrolled	524	Referred to law enforcement ..	78
Signed by President	524	1048 By Van Gilst (Pierson and Dougherty). A bill for an act relating to township halls.	
Sent to Governor	525	Introduced, passed on file	49
Signed by Governor	585	Referred to county government ..	78
Became law by publication	756	Committee report	289
1039 By Griffin. A bill for an act relating to sanitary and improvement districts.		Recommended passage	289
Introduced, passed on file	32	Committee report adopted	328
Referred to county government ..	78	Passed Senate. Ayes 43, nays 9 ..	328
1040 By Griffin. A bill for an act relating to the taxation of property of nonprofit religious corporations, institutions, and societies.		Senate concurred	1196
Introduced, passed on file	32	Passed Senate. Ayes 56, nays 1 ..	1196
Referred to ways and means	78	Reported correctly enrolled	1331
1041 By Griffin (Andersen). A bill for an act relating to the Iowa public employees' retirement system.		Signed by President	1331
Introduced, passed on file	32	Sent to Governor	1331
Referred to state government ..	78	Signed by Governor	1401
1042 By Mowry. A bill for an act relating to departmental rules.		1049 By Shirley (Rodgers). A bill for an act to legalize and validate the proceedings of the board of directors of the Perry community school district in the counties of Dallas, Boone and Greene, state of Iowa, in connection with the purchase under a real estate installment purchase contract of certain real estate by said board of directors from Dorothy May Marker and Loren Marker and declaring the validity of said contract and that said contract shall constitute a valid and	
Introduced, passed on file	32		
Referred to judiciary	78		

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binding obligation of said school district.		Motion filed to reconsider vote ..	403
Introduced, passed on file	49	Motion to reconsider vote prevailed	403
Referred to judiciary	78	Senate refused to concur	403
Committee report	179	Conference committee appointed ..	443
Recommended passage	179	Conference committee report	509
Committee report adopted	184	Conference committee report rejected	527
Passed Senate. Ayes 56, nays 2 ..	185	Conference committee appointed ..	527
Explanation of vote	210	Conference committee report	754
Proof of publication certified ..	373	Conference committee report adopted	766
Reported correctly enrolled	693	Passed Senate. Ayes 57, nays 1 ..	767
Signed by President	693	Reported correctly enrolled	801
Sent to Governor	694	Signed by President	802
Signed by Governor	753	Sent to Governor	802
Became law by publication	0000	Signed by Governor	878
1050 By Conklin (Lippold). A bill for an act relating to joint planning commissions.		Became law by publication	1054
Introduced, passed on file	49	1056 By Mowry and Rigler. A bill for an act relating to legalizing acts of notaries public and acknowledgments.	
Referred to cities and towns	78	Introduced, passed on file	74
1051 By Shaff. A bill for an act concerning county ambulance service.		Referred to judiciary	78
Introduced, passed on file	49	Committee report	179
Referred to county government ..	78	Recommended passage	179
Committee report	377	Committee report adopted	185
Recommended passage	377	Passed Senate. Ayes 58, nays none	185
Committee report adopted	489	Explanation of vote	210
Passed Senate. Ayes 46, nays none	489	Reported correctly enrolled	730
Explanation of vote	510	Signed by President	730
Return from House requested	618	Sent to Governor	730
Withdrawn	914	Signed by Governor	753
1052 By Conklin. A bill for an act relating to, and providing criminal penalties for the illegal termination of pregnancy.		1057 By Mowry and Rigler. A bill for an act relating to special limitations of actions regarding the recovery of interests in real estate.	
Introduced, passed on file	49	Introduced, passed on file	74
Referred to social services	78	Referred to commerce	78
Committee amendment filed	1166	Committee report	377
Committee report	1275	Recommended passage	377
Recommended amendment, passage	1275	Committee report adopted	490
Committee amendment	1275	Passed Senate. Ayes 45, nays none	490
Re-referred to social services ..	1304	Explanation of vote	510
1053 By Messerly. A bill for an act relating to property to be held exempt from execution for debt.		Reported correctly enrolled	1331
Introduced, passed on file	50	Signed by President	1331
Referred to ways and means	78	Sent to Governor	1331
Committee report	551	Signed by Governor	1401
Recommended passage	551	1058 By Mowry and Rigler. A bill for an act legalizing wills.	
Committee report adopted	774	Introduced, passed on file	74
Referred to judiciary	774	Referred to judiciary	78
1054 By Arbuckle. A bill for an act relating to civil defense.		Committee report	179
Introduced, passed on file	66	Recommended passage	179
Referred to state government	78	Committee report adopted	186
Amendment filed	226	Passed Senate. Ayes 58, nays none	186
1055 By Transportation. A bill for an act to provide a relocation advisory assistance program and relocation payments to persons displaced by highway projects.		Explanation of vote	219
Introduced, placed on calendar ..	74	Senate concurred	789
Amendment filed	135	Passed Senate. Ayes 57, nays none	789
Amendment filed	136	Reported correctly enrolled	858
Amendments adopted	136	Signed by President	859
Passed Senate. Ayes 53, nays 2 ..	136	Sent to Governor	859
Senate concurred	403	Signed by Governor	942
		1059 By County Government. A bill for an act to make the latest increase in compensation of certain county officers retroactive to July 1, 1969, independent of the valuation of	

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moneys and credits assessed in the county, to reinstate additional compensation for certain county officers in counties having two places at which district court is held, and to legalize certain payments previously made.	
Introduced, placed on calendar ..	75
Amendments filed	132
Amendment adopted	137
Amendments filed	138
Amendments lost	138
Point of order raised	138
Amendment lost	139
Passed Senate. Ayes 56, nays none	139
Senate concurred	166
Passed Senate. Ayes 58, nays none	166
Motion filed to reconsider vote	167
Motion to reconsider vote laid on table	167
Motion to reconsider vote laid on table prevailed	167
Reported correctly enrolled	220
Signed by President	220
Sent to Governor	220
Signed by Governor	239
Became law by publication	353
1060 By Social Services. A bill for an act to transfer the unexpended and unencumbered balance of the capital appropriation made by the Sixty-second General Assembly for a new medium security institution for men at Anamosa, to supplement the appropriation made by the Sixty-third General Assembly, first session for the old age assistance program.	
Introduced, passed on file	75
Referred to appropriations	256
Amendment filed	905
Committee report	1101
Recommended passage	1101
Amendment filed	1167
Amendment filed	1189
Amendment adopted	1213
Amendment withdrawn	1213
Amendment adopted	1314
Passed Senate. Ayes 49, nays 4	1314
Reported correctly enrolled	1438
Signed by President	1438
Sent to Governor	1438
Signed by Governor	0000
Became law by publication	0000
1061 By Keith. A bill for an act relating to the qualifications of soil conservation district commissioners.	
Introduced, passed on file	75
Referred to agriculture	78
Committee report	332
Recommended passage	332
Committee report adopted	366
Passed Senate. Ayes 54, nays none	366
1062 By Keith. A bill for an act relating to a department of soil conservation.	
Introduced, passed on file	75
Referred to agriculture	78

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Committee report	332
Recommended passage	332
Committee report adopted	367
Passed Senate. Ayes 55, nays none	367
Reported correctly enrolled	1067
Signed by President	1067
Sent to Governor	1131
Signed by Governor	1205
1063 By Commerce. A bill for an act relating to the regulation of public utilities.	
Introduced, placed on calendar ..	103
Amendments filed	181
Amendments filed	188
Amendment adopted	188
Amendment lost	189
Amendments filed	191
Amendment adopted	191
Amendment lost	192
Amendment adopted	192
Amendment withdrawn	192
Passed Senate. Ayes 42, nays 16 ..	192
Explanation of vote	211
Reported correctly enrolled	912
Signed by President	912
Sent to Governor	912
Signed by Governor	1012
1064 By Commerce. A bill for an act relating to the annual report of the commerce commission.	
Introduced, placed on calendar ..	103
Passed Senate. Ayes 59, nays none	169
Reported correctly enrolled	1490
Signed by President	1490
Sent to Governor	1491
Signed by Governor	0000
1065 By Commerce. A bill for an act relating to free passes for common carriers.	
Introduced, placed on calendar ..	103
H. F. 1070 substituted	170
Withdrawn	170
1066 By Mowry and Rigler. A bill for an act legalizing prior judgments and decrees.	
Introduced, passed on file	104
Referred to judiciary	114
Committee report	180
Recommended passage	180
Committee report adopted	186
Placed on calendar under unfinished business	186
Passed Senate. Ayes 56, nays none	198
Reported correctly enrolled	730
Signed by President	730
Sent to Governor	730
Signed by Governor	763
1067 By Erskine (Crabb). A bill for an act relating to the identification of cattle for quarantine purposes for bovine brucellosis eradication.	
Introduced, passed on file	104
Referred to agriculture	114
Committee report	510
Recommended passage	510
Passed Senate. Ayes 49, nays none	627
Reported correctly enrolled	1495
Signed by President	1495

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Sent to Governor	1495	1076 By Law Enforcement. A bill for an act relating to venue in forgery cases.	
Signed by Governor	0000	Introduced, placed on calendar ..	155
1068 By Potgeter, Walsh and Potter (Fischer of Grundy, Renda, Goode, Bergman, Schroeder and Skinner). A bill for an act relating to the state board of tax review.		Passed Senate. Ayes 58, nays none	175
Introduced, passed on file	108	Reported correctly enrolled	1331
Referred to ways and means	178	Signed by President	1331
1069 By Lucken, Erskine and Sullivan (Peterson, Andersen, Koch, Doyle, Dooley, and Stokes). A bill for an act relating to secondary roads.		Sent to Governor	1331
Introduced, passed on file	113	Signed by Governor	1401
Referred to county government ..	178	1077 By Walsh, Neu and Frommelt (Ellsworth, Knoblauch, Crabb, Blouin, Lipsky, Kennedy of Dubuque, Fischer of Grundy, Millen and McCormick). A bill for an act to provide an area vocational school for Delaware, Dubuque, and Jackson counties.	
Committee report	178	Introduced, passed on file	155
Recommended passage	179	Referred to higher education	178
Committee report adopted	206	1078 By Mowry, Mogged, Potgeter, Dodds, Leonard, Lange, Thordsen, Lucken, Hougen, Sullivan, Briles, Kyhl, Coleman, Erskine, Ollenburg, Curran, Frey, Balloun, Potter, Lamborn and Conklin (Fischer of Grundy, Miller of Marshall, Logue, Kennedy of Dubuque, Edgington, Johnson of Audubon-Guthrie, Dietz and Weichman). A bill for an act to appropriate from the general fund of the state of Iowa for capital improvements at the Iowa soldiers' home at Marshalltown.	
Amendment filed	206	Introduced, referred to appropriations	155
Amendments adopted	207	Committee report	964
Amendment filed	207	Recommended amendment, passage	964
Passed Senate. Ayes 56, nays none	207	Committee amendment	964
Reported correctly enrolled	439	Amendment filed	991
Signed by President	439	Amendment filed	1014
Sent to Governor	439	Committee report adopted	1081
Signed by Governor	498	Amendments adopted	1081
Became law by publication	756	Amendment filed	1081
1070 By Judiciary. A bill for an act relating to the clerk of district court.		Amendment filed	1082
Introduced, placed on calendar ..	136	Amendment lost	1082
Amendment filed	181	Committee amendment adopted ..	1082
Amendment adopted	200	Amendment adopted	1082
Passed Senate. Ayes 58, nays none	200	Failed to pass Senate. Ayes 28, nays 10	1082
1071 By Frey (Van Nostrand). A bill for an act relating to the maximum rate of interest on general obligation bonds issued by school corporations.		Motion filed to reconsider vote ..	1083
Introduced, passed on file	137	Explanation of vote	1101
Referred to schools	178	Motion to reconsider vote prevailed	1203
Re-referred to commerce	239	Motion filed to reconsider vote ..	1203
Withdrawn	492	Motion to reconsider vote prevailed	1203
1072 By DeKoster. A bill for an act to forbid the use of the highways of this state to habitual offenders of the traffic laws, and to provide punishment for those who violate the provisions of this act.		Motion filed to reconsider vote ..	1204
Introduced, passed on file	144	Motion to reconsider vote failed ..	1304
Referred to law enforcement	178	Committee amendment adopted ..	1204
1073 By Potgeter (Welden). A bill for an act relating to the sales tax.		Passed Senate. Ayes 57, nays 1 ..	1204
Introduced, passed on file	145	Reported correctly enrolled	1438
Referred to ways and means	178	Signed by President	1438
1074 By Walsh. A bill for an act relating to the salaries of bailiffs and clerks of the municipal courts.		Sent to Governor	0000
Introduced, passed on file	145	Signed by Governor	0000
Referred to judiciary	178	1079 By Conservation and Recreation. A bill for an act relating to conservation.	
1075 By Frommelt. A bill for an act to permit sale of liquor at discount to liquor control licensees.		Introduced, placed on calendar ..	155
Introduced, passed on file	155	Passed Senate. Ayes 54, nays none	221
Referred to law enforcement	178		

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Reported correctly enrolled	693
Signed by President	693
Sent to Governor	694
Signed by Governor	753
1080 By Mowry. A bill for an act to legalize a transfer of real property from the board of directors of the LeGrand consolidated school district, LeGrand, Iowa, to Alfred J. Witham.	
Introduced, passed on file	158
Referred to judiciary	178
Committee report	212
Recommended passage	212
Committee report adopted	236
Passed Senate. Ayes 55, nays none	236
Proof of publication certificate ..	373
Reported correctly enrolled	693
Signed by President	693
Sent to Governor	694
Signed by Governor	753
1081 By Social Services. A bill for an act to change the requirement for third-party medical assistance form a mandatory requirement to a permissive requirement.	
Introduced, placed on calendar ..	158
Amendment filed	221
Amendment adopted	221
Passed Senate. Ayes 48, nays 7 ..	221
Motion filed to reconsider vote ..	239
Amendment filed	272
Motion to reconsider vote withdrawn ..	283
Reported correctly enrolled	408
Signed by President	408
Sent to Governor	408
Signed to Governor	498
1082 By Schaben. A bill for an act relating to the office of the secretary of agriculture.	
Introduced, passed on file	158
Referred to state government	178
1083 By Schools. A bill for an act to revise, update, and correct certain sections of the Code of Iowa relating to schools, school corporations, and school elections.	
Introduced, placed on calendar ..	165
Amendment filed	226
Committee amendment filed	226
Amendments filed	242
Amendment adopted	245
Committee amendment adopted ..	245
Amendment adopted	246
Amendment withdrawn	246
Amendment adopted	247
Amendment withdrawn	247
Passed Senate. Ayes 59, nays none	247
Motion filed to reconsider vote ..	256
Amendment filed	258
Motion to reconsider vote prevailed	283
Motion filed to reconsider vote ..	283
Motion to reconsider vote prevailed	283
Amendments adopted	283
Passed Senate. Ayes 56, nays none	284
Amendment filed	435
Amendment filed	534

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Amendment adopted	544
Amendment withdrawn	544
Amendments filed	545
Amendments adopted	545
Senate concurred	545
Passed Senate. Ayes 56, nays none	545
Reported correctly enrolled	845
Signed by President	845
Sent to Governor	845
Signed by Governor	901
1084 By Nicholson and Gaudineer (Pelton and Millen). A bill for an act relating to collective bargaining in public employment.	
Introduced, passed on file	165
Referred to human and industrial relations	194
Committee report	735
Recommended amendment, passage	785
Committee amendment	735
Amendment filed	762
Amendment filed	763
Referred to appropriations	782
Amendment filed	783
Amendment filed	812
Amendment filed	969
Committee report	1081
Recommended amendment, passage	1031
Committee amendment	1031
Made special order	1074
Amendment filed	1102
Amendment filed	1141
Special order	1148
Committee report adopted	1148
Point of order raised	1149
Rule suspended	1149
Committee amendments adopted ..	1150
Committee amendment adopted ..	1151
Amendment adopted	1153
Amendments lost	1154
Amendment lost	1155
Amendment lost	1156
Amendments lost	1157
Amendment adopted	1158
Amendment lost	1158
Point of order raised	1159
Amendment lost	1159
Amendment filed	1159
Amendments filed	1160
Amendment adopted	1160
Amendment withdrawn	1160
Amendment lost	1160
Amendments filed	1161
Amendments adopted	1161
Amendment lost	1161
Amendments filed	1162
Amendments lost	1162
Amendment filed	1163
Amendments adopted	1163
Motion filed to reconsider vote ..	1163
Motion to reconsider vote prevailed	1163
Motion filed to reconsider vote ..	1163
Motion to reconsider vote prevailed	1163
Amendment withdrawn	1163
Passed Senate. Ayes 47, nays 11 ..	1163
Motioned filed to reconsider vote ..	1164
Motion to reconsider vote laid on table	1164
Motion to reconsider vote laid on table prevailed	1164

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1085 By McGill. A bill for an act relating to the use of traps.		1090 By DeKoster, Erskine and Sullivan. A bill for an act providing an exemption from state income tax for active duty military service.	
Introduced, passed on file	165	Introduced, passed on file	172
Referred to conservation and recreation	194	Referred to ways and means	194
Committee report	354	Withdrawn	790
Recommended passage	354	1091 By Transportation. A bill for an act relating to slow-moving vehicle warning devices.	
Amendment filed	355	Introduced, placed on calendar ..	190
Committee report adopted	484	Amendment filed	213
Amendment adopted	484	Amendment lost	249
Passed Senate. Ayes 40, nays 3.	485	Amendment filed	249
Motion filed to reconsider vote ..	485	Amendments filed	250
Explanation of vote	510	Amendments lost	250
Motion to reconsider vote withdrawn	547	Passed Senate. Ayes 44, nays 13..	250
1086 By Gaudineer and Clarke. A bill for an act relating to the salaries of persons appointed to fill vacancies in a public office.		1092 By O'Malley (Huff). A bill for an act relating to additional aid for local school districts.	
Introduced, passed on file	171	Introduced, passed on file	190
Referred to state government	194	Referred to schools	194
Committee report	212	1093 By Potgeter, Anderson, Briles, Coleman, DeHart, Denman, Dodds, Frey, Frommelt, Klink, Kosek, Lamborn, Laverty, Leonard, Lucken, McGill, Mogged, Mowry, Nicholson, Potter, Reichardt, Schaben, Shaff, Shirley, Stephens, Sullivan, Van Gilst, Walsh, Welmer and Keith. A bill for an act relating to the transfer of jurisdiction of the Iowa Braille and Sightsaving School from the state board of regents to the Iowa Commission for the Blind, and providing for the transfer of records, properties and funds.	
Recommended passage	213	Introduced, passed on file	190
Committee report adopted	237	Referred to higher education ...	194
Passed Senate. Ayes 55, nays none	237	Withdrawn	345
Senate concurred	482	1094 By Reichardt, Frey and Sullivan. A bill for an act relating to mechanic's liens.	
Passed Senate. Ayes 43, nays none	483	Introduced, passed on file	190
Reported correctly enrolled	524	Referred to judiciary	194
Signed by President	524	1095 By Doderer (Blouin). A bill for an act relating to a Rubella immunization program and making an appropriation therefor.	
Sent to Governor	525	Introduced, passed on file	190
Signed by Governor	585	Referred to appropriations	194
Became law by publication	756	1096 By DeKoster and Griffin. A bill for an act relating to the appointment of interpreters in legal proceedings before any court or administrative agency.	
1087 By Reichardt, Sullivan, Klink, Stephens, Keith, Leonard, Lucken, Denman, Coleman, Frey, Van Gilst, Davis, Mogged, Hougén, Briles, Parker, McGill, Anderson, Palmer, Nicholson, Gilley, Mowry and Conklin. A bill for an act to prohibit the operation of a place of business on Sunday, with certain exceptions, and to provide injunctive relief and criminal penalties for violation.		Introduced, passed on file	191
Introduced, passed on file	171	Referred to judiciary	194
Referred to commerce	194	Committee report	833
Amendment filed	682	Recommended passage	833
1088 By Ways and Means. A bill for an act relating to the assessment, payment of and budgetary consideration to be given the tax equivalent on municipal property acquired in support of industrial projects.		Amendment filed	825
Introduced, placed on calendar ..	172	Committee report adopted	835
Amendment filed	195	Amendment adopted	835
Amendment adopted	199	Passed Senate. Ayes 54, nays none	846
Passed Senate. Ayes 58, nays none	199		
Reported correctly enrolled	431		
Signed by President	431		
Sent to Governor	432		
Signed by Governor	499		
Became law by publication	630		
1089 By Glenn (Schwartz). A bill for an act to increase cost of filing of a mechanic's lien.			
Introduced, passed on file	172		
Referred to judiciary	194		

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Reported correctly enrolled	1331
Signed by President	1331
Sent to Governor	1331
Signed by Governor	1401

1097 By County Government. A bill for an act relating to county agricultural extension districts.

Introduced, placed on calendar ..	191
Amendment filed	243
Placed on calendar under unfinished business	243
Amendments filed	280
Amendments adopted	280
Amendment lost	280
Passed Senate. Ayes 52, nays 2 ..	280
Reported correctly enrolled	730
Signed by President	730
Sent to Governor	730
Signed by Governor	753

1098 By Clarke, Lamborn, Hill, Anderson, Ollenburg, Balloun, Potgeter, Coleman, and Mowry (Edgington, Stromer, Fischer of Grundy, Franklin, Priebe, D u i t s c h e r, Cunningham, Schroeder, Koch, Graham, Nielsen, Kehe, and Mohrfeld). A bill for an act relating to the installation of limited access diagonal highways and highway placement.

Introduced, passed on file	193
Referred to transportation	224
Committee report	333
Recommended passage	333
Committee report adopted	368
Placed on calendar under unfinished business	368
Amendment filed	404
Amendment adopted	409
Passed Senate. Ayes 33, nays 24 ..	409
Motion filed to reconsider vote ..	410
Explanation of vote	433
Call of the Senate requested	509
Call of the Senate	634
Motion to reconsider vote prevailed	635
Motion filed to reconsider vote ..	635
Motion to reconsider vote prevailed	636
Motion to reconsider vote	636
Motion to reconsider vote prevailed	636
Amendment filed	636
Amendments adopted	638
Failed to pass Senate. Ayes 27, nays 33	638

1099 By Commerce. A bill for an act relating to savings and loan associations.

Introduced, placed on calendar ..	193
Amendment filed	227
Amendment adopted	248
Passed Senate. Ayes 57, nays none	248
Reported correctly enrolled	693
Signed by President	693
Sent to Governor	694
Signed by Governor	753
Became law by publication	1054

1100 By Transportation. A bill for an act relating to condemnation commissions.

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Introduced, placed on calendar ..	197
Passed Senate. Ayes 53, nays none	320
Explanation of vote	332

1101 By Balloun. A bill for an act specifically providing that cities and towns within the outside boundaries of any soil conservation district are a part of such district, and granting the governing bodies of such cities and towns discretion to remove them from the jurisdiction of the soil conservation district.

Introduced, passed on file	197
Referred to cities and towns	224
Committee report	476
Recommended passage	476
Committee report adopted	497
Placed on calendar under unfinished business	497
Amendment filed	573
Amendment filed	581
Amendment lost	593
Amendment adopted	593
Passed Senate. Ayes 54, nays 2 ..	593
Explanation of vote	603
Reported correctly enrolled	1438
Signed by President	1438
Sent to Governor	1438
Signed by Governor	0000

1102 By Commerce. A bill for an act to avoid financial loss due to the insolvency of an insurer.

Introduced, placed on calendar ..	197
Amendment filed	227
Committee of the whole	291
Amendments adopted	292
Passed Senate. Ayes 57, nays none	292
Reported correctly enrolled	560
Signed by President	560
Sent to Governor	561
Signed by Governor	585

1103 By Judiciary. A bill for an act to permit county boards of supervisors to purchase a blanket bond for those county employees required to be bonded.

Introduced, placed on calendar ..	209
Passed Senate. Ayes 55, nays 1 ..	284

1104 By Klink. A bill for an act relating to the mileage and expenses of county engineers.

Introduced, passed on file	209
Referred to county government ..	224
Committee report	571
Recommended passage	571
Committee report adopted	652
Passed Senate. Ayes 50, nays none	652
Reported correctly enrolled	1331
Signed by President	1331
Sent to Governor	1381
Signed by Governor	1401

1105 By Shaff and Dodds. A bill for an act relating to exemption from sales and use tax on tangible personal property used as railroad rolling stock

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or materials or parts there- for.		Amendment withdrawn	1025
Introduced, passed on file	209	Amendment adopted	1025
Referred to ways and means	224	Passed Senate. Ayes 58, nays none	1026
1106 By Lucken, Erskine, Ste- phens, Smith, Lamborn and DeKoster. A bill for an act relating to labor disputes.		Motion filed to reconsider vote	1026
Introduced, passed on file	209	Motion to reconsider vote laid on table	1026
Referred to human and industrial relations	224	Motion to reconsider vote laid on table prevailed	1026
Committee report	782	Reported correctly enrolled	1438
Recommended amendment, pas- sage	782	Signed by President	1438
Committee amendment	782	Sent to Governor	1438
Re-referred to human and indus- trial relations	1304	Signed by Governor	0000
1107 By Potgeter. A bill for an act relating to juvenile court records.		1112 By Reichardt, Denman, De- Koster, Doderer, Frey, Walsh, Palmer, Leonard, Orr, Gaud- ineer and Coleman. A bill for an act relating to scholar- ships and tuition grants for non-Caucasian students.	
Introduced, passed on file	209	Introduced, passed on file	214
Referred to judiciary	224	Referred to higher education ...	224
Committee report	833	1113 By Reichardt. A bill for an act relating to the assessment of real property.	
Recommended passage	833	Introduced, passed on file	214
Re-referred to judiciary	1304	Referred to ways and means ...	224
1108 By Griffin. A bill for an act to permit the superintendent of banking to charge a fee for examination of firms licensed under chapter 536 of the Code.		Amendment filed	273
Introduced, passed on file	209	1114 By Reichardt. A bill for an act relating to the retail sale of alcoholic liquor in the origi- nal package by private licen- sees for off-premises consump- tion, and the imposition of a special tax on such licensees.	
Referred to commerce	224	Introduced, passed on file	214
Committee report	287	Referred to law enforcement ...	224
Recommended amendment, pas- sage	287	1115 By Ways and Means. A bill for an act relating to state in- come tax and personal prop- erty tax.	
Committee amendment	287	Introduced, passed on file	214
Committee report adopted	323	Referred to appropriations	233
Committee amendment adopted ..	829	Amendment filed	393
Passed Senate. Ayes 54, nays none	329	1116 By Commerce. A bill for an act relating to the termination of insurance agency contracts.	
Reported correctly enrolled	408	Introduced passed on file	223
Signed by President	408	Passed Senate. Ayes 56, nays 2 ..	321
Sent to Governor	408	Explanation of vote	322
Signed by Governor	498	1117 By Mowry. A bill for an act relating to federal tax lien registration.	
1109 By Mowry, Denman, Lange and Briles (Fischer of Grundy, Perkins, Dunton, Tapscott and Lippold). A bill for an act re- lating to the Iowa soldiers' home.		Introduced, passed on file	223
Introduced, passed on file	209	Referred to judiciary	238
Referred to appropriations	224	Committee report	289
1110 By Mowry. A bill for an act relating to the disposition of unclaimed property.		Recommended passage	289
Introduced, passed on file	210	Committee report adopted	346
Referred to judiciary	224	Passed Senate. Ayes 58, nays none	346
1111 By Rigler. A bill for an act relating to election precincts.		Senate concurred	1347
Introduced, passed on file	210	Passed Senate. Ayes 50, nays none	1347
Referred to county government ..	224	Explanation of vote	1402
Amendment filed	763	Reported correctly enrolled	1438
Committee report	923	Signed by President	1438
Recommended amendment, pas- sage	923	Sent to Governor	1438
Made special order	941	Signed by Governor	0000
Made special order	1012	1118 By Neu. A bill for an act to abolish the budget and financial control committee and to create the office of leg- islative fiscal director.	
Special order	1024		
Committee report adopted	1024		
Amendment adopted	1024		
Amendment withdrawn	1024		
Amendment filed	1024		
Amendments filed	1025		

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Introduced, passed on file	224
Referred to state government ..	238
1119 By Glenn, Dodds, Frommelt, Gaudineer, Doderer, Hill, Van Gilst, Welmer, Palmer, Orr, McGill and Shirley. A bill for an act requiring certain disclosures by persons and organizations engaged in lobbying activities.	
Introduced, passed on file	224
Referred to rules	238
1120 By Bass. A bill for an act relating to the conveyance of land in Page county.	
Introduced, passed on file	224
Referred to judiciary	238
Committee report	289
Recommended passage	289
Committee report adopted	347
Passed Senate. Ayes 57, nays none	347
Reported correctly enrolled	858
Signed by President	859
Sent to Governor	859
Signed by Governor	902
1121 By Judiciary. A bill for an act relating to the operation of aircraft.	
Introduced, passed on file	224
Amendment filed	243
Amendment adopted	294
Placed on calendar under unfinished business	294
Amendments filed	304
Amendment filed	305
Amendment withdrawn	309
Amendment lost	310
Amendment adopted	310
Amendment filed	310
Amendment adopted	311
Amendments withdrawn	311
Passed Senate. Ayes 45, nays 12 ..	311
1122 By Lange and Mogged (Van Drie and Fischer of Grundy). A bill for an act relating to seals on alcoholic liquor.	
Introduced, passed on file	233
Referred to law enforcement	238
Committee report	434
Recommended passage	434
Amendment filed	511
Amendment filed	534
Amendment filed	616
Committee report adopted	620
Amendment adopted	620
Amendments withdrawn	620
Passed Senate. Ayes 45, nays 9 ..	620
Reported correctly enrolled	1067
Signed by President	1067
Sent to Governor	1131
Signed by Governor	1205
1123 By Arbuckle. A bill for an act creating a state criminalistics laboratory and making an appropriation therefor.	
Introduced, passed on file	233
Referred to appropriations	238
Withdrawn	875
1124 By Mowry. A bill for an act to provide for variance from employment safety rules, regulations or standards.	

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Introduced, passed on file	234
Referred to human and industrial relations	238
Committee report	783
Recommended amendment, passage	783
Committee amendment	783
Committee report adopted	919
Committee amendments adopted ..	919
Passed Senate. Ayes 40, nays 12 ..	919
Motion filed to reconsider vote ..	920
Motion to reconsider vote laid on table	920
Motion to reconsider vote laid on table prevailed	920
Point of order raised	921
Motion to reconsider vote laid on table failed	921
1125 By Walsh, Shirley, Gaudineer, Neu, and Thordsen. A bill for an act relating to sales tax refund.	
Introduced, passed on file	234
Referred to ways and means	238
1126 By Lucken (Nelson). A bill for an act relating to the sale of real estate of old-age recipients.	
Introduced, passed on file	234
Referred to judiciary	238
1127 By Mowry. A bill for an act relating to the appropriation to the supreme court made by the Sixty-third General Assembly, first session.	
Introduced, passed on file	234
Referred to appropriations	238
Committee report	532
Recommended passage	532
Committee report adopted	641
Passed Senate. Ayes 52, nays none	641
Reported correctly enrolled	1232
Signed by President	1232
Sent to Governor	1232
Signed by Governor	1331
1128 By O'Malley, Gaudineer, Palmer, Reichardt and Denman. A bill for an act to appropriate from the general fund of the state to the department of social services to provide aid to juvenile homes.	
Introduced, passed on file	251
Referred to appropriations	256
1129 By Sullivan, Walsh, Gaudineer, Erskine, Briles, Mowry, Thordsen and Denman. A bill for an act relating to the establishment of uniform standards for the payment of wages by employers, providing procedures for settling disputes concerning wage payment, and for related purposes.	
Introduced, passed on file	251
Referred to human and industrial relations	256
1130 By Van Gilst (Dunton). A bill for an act relating to average daily membership for public high school districts.	
Introduced, passed on file	251

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Referred to schools	266	Amendment adopted	324
Committee report	1033	Amendment withdrawn	324
Recommended amendment, pas- sage	1033	Amendment filed	324
Committee amendment	1033	Amendment lost	325
Committee report adopted	1318	Passed Senate. Ayes 59, nays 1 ..	325
Committee amendment adopted ..	1318	Senate concurred	727
Passed Senate. Ayes 55, nays none	1318	Passed Senate. Ayes 56, nays 1 ..	728
Explanation of vote	1402	Reported correctly enrolled	858
Reported correctly enrolled	1490	Signed by President	859
Signed by President	1490	Sent to Governor	859
Sent to Governor	1491	Signed by Governor	902
Signed by Governor	0000	1137 By McGill. A bill for an act to restrict the use of firearms. Introduced, passed on file	266
1131 By Mowry. A bill for an act relating to certain safety appliance requirements. Introduced, passed on file	251	Referred to law enforcement	302
Referred to human and indus- trial relations	256	Committee report	533
1132 By Messerly. A bill for an act to provide for an elective board of regents to govern in- stitutions of higher learning. Introduced, passed on file	255	Recommended amendment, pas- sage	533
Referred to higher education	256	Committee amendment	533
1133 By Shaff. A bill for an act relating to the disclosure of campaign contributions and expenditures by candidates, persons, political committees, and political parties and to provide penalties for failure to file such disclosures. Introduced, passed on file	256	Amendment filed	533
Referred to rules	256	Amendment filed	633
1134 By Sullivan. A bill for an act relating to public utility regulation. Introduced, passed on file	265	Amendment filed	764
Referred to commerce	302	Committee report adopted	866
1135 By County Government (Holden and Gannon). A bill for an act relating to the pow- er of eminent domain. Introduced, placed on calendar ..	266	Committee amendment withdrawn ..	866
Passed Senate. Ayes 57, nays none	298	Amendments withdrawn	866
Explanation of vote	315	Passed Senate. Ayes 44, nays 2 ..	866
Amendment filed	812	1138 By Conservation and Recre- ation. A bill for an act re- lating to the protection of non- game birds. Introduced, placed on calendar ..	266
Amendment filed	905	Passed Senate. Ayes 60, nays none	323
Amendment adopted	908	Reported correctly enrolled	858
Amendment withdrawn	908	Signed by President	859
Amendment filed	909	Sent to Governor	859
Amendment adopted	909	Signed by Governor	902
Senate concurred	909	1139 By Lamborn, Gaudineer, Gilley, Rigler, Sullivan and O'Malley (Hansen of Black Hawk, Dunton, Menefee, Mil- len, Langland, Alt and Camp). A bill for an act relating to the issuance of public bonds. Introduced, passed on file	266
Passed Senate. Ayes 55, nays none	909	Referred to county government	302
Reported correctly enrolled	1067	Re-referred to commerce	314
Signed by President	1067	Committee report	322
Sent to Governor	1131	Recommended passage	322
Signed by Governor	1205	Committee report adopted	591
1136 By County Government (Holden, Stromer and Gannon). A bill for an act relating to the information to be furnished property owners in negotia- tions for land for highway purposes. Introduced, placed on calendar ..	266	Amendment filed	591
Amendments filed	316	Amendment lost	591
Made special order	322	Passed Senate. Ayes 44, nays 13 ..	591
Special order	324	Explanation of vote	603
		Reported correctly enrolled	848
		Signed by President	848
		Sent to Governor	848
		Signed by Governor	901
		Became law by publication	1242
		1140 By Lamborn, Gaudineer, Gilley, Rigler, Sullivan and O'Malley (Hansen of Black Hawk, Dunton, Menefee, Mil- len, Langland, Alt and Camp). A bill for an act relating to school bond taxes. Introduced, passed on file	266
		Referred to schools	302
		Re-referred to commerce	314
		Committee report	322
		Recommended passage	322
		Committee report adopted	532
		Passed Senate. Ayes 41, nays 17 ..	532
		Explanation of vote	603
		Reported correctly enrolled	848

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Signed by President	848
Sent to Governor	848
Signed by Governor	901
Became law by publication	1248
1141 By Potter, Lange, Lamborn, Laverty, Gaudineer, Doderer, Davis, Sullivan, Potgeter and Kosek. A bill for an act relating to the real property tax credit provided for disabled veterans.	
Introduced, passed on file	266
Referred to ways and means	302
Committee report	552
Recommended passage	552
Committee report adopted	650
Passed Senate. Ayes 47, nays none	650
1142 By Reichardt and Gaudineer. A bill for an act requiring the boards of directors of each school district and the state board of public instruction to determine the minimum standards of eligibility to compete with other schools in individual or team sporting activities.	
Introduced, passed on file	266
Referred to schools	302
1143 By Social Services. A bill for an act relating to medical assistance.	
Introduced, placed on calendar ..	267
Amendment filed	344
Amendment adopted	344
Placed on calendar under unfinished business	344
Amendment filed	359
Amendment adopted	359
Passed Senate. Ayes 46, nays 5 ..	359
Motion filed to reconsider vote ..	359
Motion filed to reconsider vote laid on table	359
Motion to reconsider vote laid on table prevailed	359
1144 By Lange, Rigler, Arbuckle, Denman and Gaudineer (Van Nostrand, Baker, and Den Herder). A bill for an act relating to the control and regulation of drugs.	
Introduced, passed on file	275
Referred to law enforcement	303
Committee report	332
Recommended passage	333
Committee report adopted	368
Passed Senate. Ayes 57, nays none	368
Motion filed to reconsider vote ..	373
Motion withdrawn	410
Motion to reconsider vote failed ..	431
Explanation of vote	433
Reported correctly enrolled	1438
Signed by President	1438
Sent to Governor	1438
Vetted by Governor	0000
1145 By Bass, Lamborn and Smith (Koch, Strothman, Stokes, Miller of Marshall, Logue, Hamilton, Priebe, Strand, Corey, Menefee, Miller of Jones, Edgington, Waugh, Nielsen, Kruse, Weiden, Nelson, Peterson, Doo-	

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ley, Van Roekel and Kehe). A bill for an act relating to the state superintendent of public instruction.	
Introduced, passed on file	275
Referred to schools	303
1146 By Van Gilst. A bill for an act to appropriate money to pay the costs of a tort action and reimburse certain citizens for all costs incurred in such action.	
Introduced, passed on file	275
Referred to appropriations	303
1147 By Van Gilst. A bill for an act relating to damages suffered by persons who enter real property with intent to commit a crime.	
Introduced, passed on file	275
Referred to law enforcement	303
Committee report	434
Recommended passage	424
Amendment filed	552
Committee report adopted	748
Amendment adopted	748
Failed to pass Senate. Ayes 27, nays 26	748
Motion filed to reconsider vote ..	749
Motion to reconsider vote laid on table	749
Motion to reconsider vote laid on table failed	749
Motion filed to reconsider vote ..	756
Motion to reconsider vote failed ..	916
1148 By Judiciary. A bill for an act relating to legalizing acts.	
Introduced, placed on calendar ..	281
Passed Senate. Ayes 59, nays none	347
1149 By Judiciary. A bill for an act relating to publication of the opinions of the supreme court.	
Introduced, placed on calendar ..	281
Amendment filed	316
Amendments filed	349
Amendments adopted	349
Amendment adopted	350
Passed Senate. Ayes 53, nays none	350
Reported correctly enrolled	951
Signed by President	952
Sent to Governor	952
Signed by Governor	1012
Became law by publication	1248
1150 By Commerce. A bill for an act relating to technical corrections required by passage of the Iowa banking act of 1969.	
Introduced, placed on calendar ..	281
Amendment filed	333
Amendment adopted	348
Passed Senate. Ayes 56, nays none	348
Reported correctly enrolled	693
Signed by President	693
Sent to Governor	694
Signed by Governor	753
1151 By Mogged, Briles, Lucken, Rabedeaux, Van Gilst, Thordesen, Potgeter, Arbuckle, Leon-	

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ard, Kyhl, Gaudineer, Keith and Parker. A bill for an act relating to the definition of real estate.	281	Passed Senate. Ayes 57, nays none	1061
Introduced, passed on file	281	Motion filed to reconsider vote	1063
Referred to commerce	303	Motion to reconsider vote prevailed	1063
Committee report	392	Motion filed to reconsider vote	1064
Recommended passage	892	Amendment withdrawn	1064
Committee report adopted	493	Amendment filed	1064
Passed Senate. Ayes 49, nays none	493	Amendment adopted	1064
Explanation of vote	510	Passed Senate. Ayes 54, nays none	1064
1152 By Law Enforcement. A bill for an act relating to copies of an enforcement officer's report of a motor vehicle accident.	281	1156 By Higher Education. A bill for an act relating to the investment of funds belonging state board of regents institutions.	286
Introduced, placed on calendar	281	Amendment filed	362
Passed Senate. Ayes 55, nays none	350	Amendment lost	362
Motion filed to reconsider vote	353	Passed Senate. Ayes 57, nays none	362
Motion to reconsider vote withdrawn	361	Reported correctly enrolled	693
Senate concurred	1197	Signed by President	693
Passed Senate. Ayes 48, nays 7	1197	Sent to Governor	694
Reported correctly enrolled	1331	Signed by Governor	753
Signed by President	1331	1157 By DeKoster, Neu, Lamborn, Klink and Nicholson. A bill for an act relating to closed highways.	286
Sent to Governor	1331	Introduced, passed on file	286
Signed by Governor	1401	Referred to transportation	303
1153 By Law Enforcement. A bill for an act relating to certifying copies of the driving record of persons subject to the motor vehicle financial responsibility law.	281	Amendment filed	305
Introduced, placed on calendar	281	Amendment filed	355
Placed on calendar under unfinished business	351	Committee report	424
Amendment filed	361	Recommended amendment, passage	434
Amendment lost	361	Committee amendment	434
Passed Senate. Ayes 50, nays 5	361	Amendment filed	573
Senate concurred	1199	Amendment filed	616
Passed Senate. Ayes 46, nays 12	1199	Amendment filed	645
Reported correctly enrolled	1331	Committee report adopted	750
Signed by President	1331	Amendment filed	751
Sent to Governor	1331	Amendment adopted	751
Signed by Governor	1401	Amendment lost	751
1154 By Doderer. A bill for an act to repeal the procedure for establishment of a convention to ratify amendments to the Constitution of the United States.	282	Committee amendment filed	751
Introduced, passed on file	282	Committee amendment adopted	752
Referred to constitutional amendments and reapportionment	303	Amendment filed	752
Committee report	570	Amendment lost	752
Recommended passage	571	Amendment adopted	752
Committee report adopted	774	Amendments withdrawn	752
Passed Senate. Ayes 46, nays 2	775	Committee amendment withdrawn	752
Explanation of vote	811	Passed Senate. Ayes 40, nays 5	752
1155 By Welmer and Thordsen. A bill for an act relating to the time when the compensation of mayors and councilmen may be changed.	286	Motion filed to reconsider vote	753
Introduced, passed on file	286	Motion to reconsider vote laid on table	753
Referred to cities and towns	303	Motion to reconsider vote laid on table prevailed	753
Committee report	922	Explanation of vote	782
Recommended passage	922	Senate concurred	1023
Amendment filed	1059	Passed Senate. Ayes 57, nays 1	1023
Committee report adopted	1060	Reported correctly enrolled	1180
Amendment adopted	1061	Signed by President	1180
		Sent to Governor	1180
		Signed by Governor	1247
		Became law by publication	0000
		1158 By Balloun. A bill for an act relating to the use of dead animals.	301
		Introduced, passed on file	301
		Referred to agriculture	301
		Withdrawn	621
		1159 By Arbuckle (Baker). A bill for an act relating to the maximum amounts authorized to	1061

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be levied for principal and interest of bonded indebtedness of certain school corporations that have entered into leases with merged area school corporations.	
Introduced, passed on file	301
Referred to schools	303
Re-referred to commerce	314
Committee report	477
Recommended passage	477
Committee report adopted	497
Placed on calendar under unfinished business	497
Passed Senate. Ayes 31, nays 19 ..	595
Explanation of vote	603
Reported correctly enrolled	845
Signed by President	845
Sent to Governor	845
Signed by Governor	901
Became law by publication	1101
 1160 By Neu, Clarke, Walsh, Doderer and Gaudineer. A bill for an act relating to the moneys appropriated to the educational radio and television facility board.	
Introduced, passed on file	301
Referred to state government	303
 1161 By Neu, Clarke, Walsh, Doderer and Gaudineer (Alt. Jesse, Pierson, Tieden, and Voorhees). A bill for an act relating to the authority of the state educational radio and television facility board.	
Introduced, passed on file	301
Referred to appropriations	303
 1162 By County Government. A bill for an act relating to certification of nominees whose names are to appear on the general election ballot, and to requests for and distribution of absentee ballots for primary and general elections.	
Introduced, placed on calendar ...	301
Passed Senate. Ayes 58, nays none	364
Reported correctly enrolled	1067
Signed by President	1067
Sent to Governor	1131
Signed by Governor	1205
 1163 By Anderson (Winkelman). A bill for an act relating to the marking and branding of livestock.	
Introduced, passed on file	302
Referred to agriculture	303
Committee report	414
Recommended passage	414
Committee report adopted	492
Amendment filed	493
Amendment adopted	493
Passed Senate. Ayes 50, nays none	493
Explanation of vote	510
Reported correctly enrolled	951
Signed by President	952
Sent to Governor	952
Signed by Governor	1012
 1164 By Walsh. A bill for an act requiring that school districts	

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make provision for special education services to handicapped preschool children, and authorizing school districts to pay for the education of handicapped children in other than public school facilities under certain circumstances.	
Introduced, passed on file	302
Referred to schools	303
Amendment filed	356
 1165 By Walsh. A bill for an act relating to the participation of counties in the food stamp program and the distribution of food stamps.	
Introduced, passed on file	302
Referred to county government ..	303
 1166 By Law Enforcement. A bill for an act relating to the interception of oral and wire communications, and providing penalties.	
Introduced, passed on file	302
H. F. 720 substituted	365
Withdrawn	537
 1167 By Walsh. A bill for an act relating to county transportation franchises.	
Introduced, passed on file	302
Referred to commerce	303
Amendment filed	552
Committee report	570
Recommended amendment, passage	570
Committee report adopted	652
Amendment adopted	653
Placed on calendar under unfinished business	653
Passed Senate. Ayes 53, nays none	712
Motion filed to reconsider vote ..	712
Motion to reconsider vote laid on table	713
Motion to reconsider vote laid on table prevailed	713
 1168 By Neu, Clarke, Walsh, Doderer and Gaudineer. A bill for an act relating to the state educational radio and television facility board.	
Introduced, passed on file	312
Referred to higher education ...	331
Committee report	511
Recommended passage	511
Committee report adopted	627
Motion withdrawn	627
Placed on calendar under unfinished business	627
Amendment filed	631
Amendment adopted	640
Passed Senate. Ayes 49, nays 5 ..	640
Senate concurred	1300
Passed Senate. Ayes 50, nays 3 ..	1300
Reported correctly enrolled	1357
Signed by President	1358
Sent to Governor	1358
Signed by Governor	1474
 1169 By Neu, Clarke, Walsh, Doderer and Gaudineer. A bill for an act to authorize purchase of tax-sheltered annuities for employees of the state	

educational radio and television facility board.	
Introduced, passed on file	312
Referred to higher education	331
Committee report	414
Recommended passage	414
Committee report adopted	494
Passed Senate. Ayes 44, nays 1	494
Explanation of vote	510
1170 By McGill, Anderson, Schaben, Klink and Dodds (Priebe and Christensen). A bill for an act relating to indemnification for swine destroyed in eradication of hog cholera.	
Introduced, passed on file	313
Referred to agriculture	332
1171 By County Government (Holden, Stromer and Gannon). A bill for an act relating to determining compensation in eminent domain proceedings.	
Introduced, placed on calendar	313
Made special order	323
Amendments filed	356
Amendment filed	378
Amendments filed	381
Special order	385
Amendments adopted	386
Amendments lost	386
Amendments filed	387
Amendments adopted	387
Amendments lost	387
Motion filed to reconsider vote	387
Motion to reconsider vote prevailed	387
Amendment withdrawn	387
Amendments filed	388
Amendment adopted	388
Amendments withdrawn	388
Amendments filed	389
Amendments adopted	389
Passed Senate. Ayes 59, nays none	389
Amendment filed	344
Amendment adopted	1027
Senate concurred	1027
Passed Senate. Ayes 56, nays none	1027
Reported correctly enrolled	1180
Signed by President	1180
Sent to Governor	1190
Signed by Governor	1247
1172 By County Government. A bill for an act relating to the maximum property tax levy for the county general fund.	
Introduced, placed on calendar	313
Placed on calendar under unfinished business	402
Amendment filed	415
Amendment lost	423
Amendments adopted	423
Amendment adopted	424
Motion to table	424
Motion to table lost	424
Failed to pass Senate. Ayes 24 nays 33	424
Explanation of vote	434
1173 By Curran (Lawson). A bill for an act relating to the terms of office of the architectural examining board.	
Introduced, passed on file	313

Referred to state government	332
Withdrawn	1217
1174 By Law Enforcement. A bill for an act relating to tests administered to receive a driver's license.	
Introduced, placed on calendar	313
Passed Senate. Ayes 57, nays none	427
1175 By Walsh. A bill for an act relating to railway companies taxation.	
Introduced, passed on file	313
Referred to ways and means	332
1176 By Erskine. A bill for an act relating to prohibiting the distribution, transportation, sale, and use of the chemical compound DDT.	
Introduced, passed on file	313
Referred to special select committee on environmental preservation	332
1177 By Doderer (Stokes, Corey, Strand and Dougherty). A bill for an act relating to computation of old age assistance grants.	
Introduced, passed on file	325
Referred to social services	332
Committee report	943
Recommended passage	943
Referred to appropriations	1097
1178 By Transportation. A bill for an act relating to enforcement of motor vehicle laws and regulations.	
Introduced, placed on calendar	325
Amendment filed	435
Amendments filed	552
Amendment filed	555
Amendments adopted	555
Point of order raised	555
Amendment withdrawn	555
Point of order raised	556
Placed on calendar under unfinished business	556
Amendment filed	587
Amendments filed	588
Amendments adopted	597
Motion filed to reconsider vote	597
Motion to reconsider vote prevailed	597
Amendment lost	598
Passed Senate. Ayes 55, nays none	598
Explanation of vote	603
1179 By Higher Education. A bill for an act relating to distribution of trademarked articles.	
Introduced, placed on calendar	325
Amendment filed	437
Amendment withdrawn	439
Amendment filed	439
Amendment adopted	439
Passed Senate. Ayes 47, nays none	439
Reported correctly enrolled	445
Signed by President	445
Sent to Governor	446
Signed by Governor	901
1180 By Higher Education. A bill for an act relating to unfair trade discrimination.	

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Introduced, placed on calendar ..	325
Amendment filed	430
Amendment adopted	430
Passed Senate. Ayes 48, nays none	430
Reported correctly enrolled	845
Signed by President	845
Sent to Governor	845
Signed by Governor	901
1181 By Law Enforcement. A bill for an act relating to driver license fees and their renewal.	
Introduced, placed on calendar ..	325
Amendment filed	398
Amendment filed	415
Amendment filed	553
Amendment adopted	557
Point of order raised	557
Amendment filed	557
Amendments filed	558
Amendments adopted	558
Amendment withdrawn	558
Amendment filed	559
Amendments adopted	559
Referred to appropriations	559
Committee report	853
Recommended passage	854
Committee report adopted	863
Motion filed to reconsider vote ..	863
Motion to reconsider vote withdrawn	863
Amendment filed	863
Amendment adopted	863
Passed Senate. Ayes 86, nays 19 ..	864
Motion filed to reconsider vote ..	864
Motion to reconsider vote laid on table	864
Motion to reconsider vote laid on table prevailed	864
Senate refused to concur	1199
Conference committee appointed ..	1292
Conference committee report	1332
Conference committee report adopted	1373
Passed Senate. Ayes 34, nays 13 ..	1374
Explanation of vote	1402
Conference committee appointed ..	1412
Conference committee report	1448
Conference committee report adopted	1448
Passed Senate. Ayes 41, nays 15 ..	1449
Reported correctly enrolled	1495
Signed by President	1495
Sent to Governor	1495
Signed by Governor	0000
1182 By Ways and Means. A bill for an act relating to state personal net income tax and state business tax on corporations.	
Introduced, placed on calendar ..	330
Passed Senate. Ayes 57, nays none	345
Reported correctly enrolled	560
Signed by President	560
Sent to Governor	561
Signed by Governor	585
Became law by publication	756
1183 By Judiciary. A bill for an act to enforce the duty to give evidence and providing for granting witnesses immunity to prosecution for crimes or public offenses concerning which they are required to testify.	

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Introduced, placed on calendar ..	330
Amendment filed	487
Amendment adopted	438
Passed Senate. Ayes 46, nays 2 ..	484
Explanation of vote	510
1184 By County Government (Holden, Stromer and Gannon). A bill for an act relating to pipelines and the power of eminent domain exercised by pipeline companies.	
Introduced, placed on calendar ..	330
Amendment filed	398
Made special order	405
Amendment filed	415
Amendment filed	435
Amendments filed	436
Special order	440
Amendment filed	440
Amendments adopted	440
Amendment filed	442
Amendments adopted	442
Amendment filed	443
Amendment adopted	443
Amendment filed	444
Amendment lost	444
Call of the Senate requested	444
Call of the Senate	444
Amendment adopted	445
Motion filed to reconsider vote ..	445
Motion to reconsider vote prevailed	445
Amendments filed	445
Amendments adopted	445
Amendment withdrawn	445
Amendment filed	446
Amendments withdrawn	447
Amendments filed	447
Amendment adopted	447
Amendments filed	448
Amendments adopted	448
Motion filed to reconsider vote ..	448
Motion to reconsider vote prevailed	448
Amendment withdrawn	448
Amendments filed	449
Amendment lost	449
Amendments adopted	449
Passed Senate. Ayes 57, nays 3 ..	449
Motion filed to reconsider vote ..	450
Motion to reconsider vote laid on table	450
Motion to reconsider vote laid on table prevailed	450
Correction by Secretary of Senate ..	464
Amendment filed	1276
Call of the Senate lifted	1352
Amendment withdrawn	1352
Senate refused to concur	1353
Reported correctly enrolled	1438
Signed by President	1438
Sent to Governor	1438
Signed by Governor	0000
1185 By County Government (Holden, Stromer and Gannon). A bill for an act relating to electric transmission lines and the power of eminent domain exercised by electric utilities.	
Introduced, placed on calendar ..	330
Amendment filed	399
Made special order	405
Amendment filed	416
Amendments filed	436
Special order postponed	450

Call of the Senate requested	450
Call of the Senate	450
Amendments filed	457
Amendments filed	458
Amendment filed	459
Special order	465
Call of the Senate requested	465
Call of the Senate	465
Amendment filed	466
Amendment adopted	466
Amendments adopted	467
Amendments withdrawn	467
Amendments withdrawn	468
Amendment filed	468
Amendments adopted	468
Passed Senate. Ayes 56, nays 4	469
Call of the Senate lifted	1353
Senate refused to concur	1353
Reported correctly enrolled	1438
Signed by President	1438
Sent to Governor	1438
Signed by Governor	0000

1186 By Klink, Balloun, Stephens, Lucken, Keith and Van Gilst (Fisher of Greene, Strothman, Kitner, Langland and Tieden). A bill for an act relating to the use of dead animals.

Introduced, passed on file	330
Referred to agriculture	353
Committee report	510
Recommended passage	511
Committee report adopted	628
Amendment filed	628
Amendment adopted	628
Passed Senate. Ayes 49, nays 2	628

1187 By Higher Education. A bill for an act relating to the establishment of a university in western Iowa.

Introduced, placed on calendar	342
Amendments filed	356
Amendments filed	416
Amendment filed	501
Amendment filed	563
Amendments adopted	563
Amendments withdrawn	564
Amendment lost	564
Amendment adopted	565
Amendment lost	565
Amendments filed	565
Motion filed to reconsider vote	575
Motion to reconsider vote prevailed	576
Amendments lost	577
Motion filed to reconsider vote	577
Motion to reconsider vote failed	577
Amendments filed	577
Amendment adopted	577
Point of order raised	578
Amendment adopted	578
Motion filed to reconsider vote	578
Motion to reconsider vote failed	578
Amendment filed	578
Amendment lost	578
Passed Senate. Ayes 40, nays 17	578
Motion filed to reconsider vote	579
Motion to reconsider vote laid on table	579
Motion to reconsider vote laid on table prevailed	579
Senate concurred	1468
Passed Senate. Ayes 39, nays 16	1468
Reported correctly enrolled	1495

Signed by President	1495
Sent to Governor	1495
Signed by Governor	0000
Became law by publication	0000

1188 By Transportation. A bill for an act relating to limitations on the use of the primary highway fund in constructing and maintaining interstate bridges.

Introduced, placed on calendar	342
H. F. 1133 substituted	455
Withdrawn	456

1189 By Laverty. A bill for an act to legalize and validate the special election of the Twin Cedars Community School District, in the counties of Marion and Mahaska, state of Iowa, held on May 29, 1969, on the proposition of issuing school bonds in the sum of not to exceed \$280,000.00, for the purpose of building and furnishing an addition to the junior-senior high school building and additional parking facilities therefor.

Introduced, passed on file	342
Referred to judiciary	353
Proof of publication certified	373
Committee report	532
Recommended passage	532
Committee report adopted	582
Passed Senate. Ayes 45, nays none	562
Explanation of vote	614
Reported correctly enrolled	1067
Signed by President	1067
Sent to Governor	1131
Signed by Governor	1205
Became law by publication	0000

1190 By Conservation and Recreation. A bill for an act relating to the motor fuel tax.

Introduced, passed on file	343
Referred to appropriations	353
Committee report	532
Recommended passage	533
Placed on calendar under unfinished business	567
Amendment filed	569
H. F. 1232 substituted	1262
Withdrawn	1265

1191 By Denman. A bill for an act relating to an open season on mourning doves.

Introduced, passed on file	343
Referred to conservation and recreation	353
Amendment filed	436

1192 By Parker (Kitner). A bill for an act relating to the licensing of dogs and their immunization against rabies.

Introduced, passed on file	344
Referred to law enforcement	354
Committee report	533
Recommended passage	533
Committee report adopted	645
H. F. 1216 substituted	645
Withdrawn	649

1193 By Law Enforcement. A bill for an act relating to the issu-

ance of motor vehicle operators' and chauffeurs' licenses.	
Introduced, placed on calendar ..	352
Passed Senate. Ayes 45, nays 1..	486
Explanation of vote	510
1194 By Conklin. A bill for an act relating to motor vehicle accidents.	
Introduced, passed on file	370
Referred to law enforcement ..	372
Committee report	942
Recommended amendment, passage	942
Committee amendment	942
Committee report adopted	1228
Committee amendment adopted ..	1229
Passed Senate. Ayes 44, nays none	1229
1195 By Kyhl (Camp). A bill for an act allowing the state of Iowa to join the pest control compact and for related purposes.	
Introduced, passed on file	370
Referred to special select committee on environmental preservation	372
1196 By Balloun, Messerly, Coleman and Gaudineer. A bill for an act relating to state printing.	
Introduced, passed on file	370
Referred to commerce	372
Amendment filed	459
Withdrawn	1193
1197 By Cities and Towns. A bill for an act relating to municipal court clerks and bailiffs.	
Introduced, placed on calendar ..	370
Amendment filed	501
Amendment filed	603
Amendment filed	632
Amendment lost	633
Amendments adopted	633
Motion filed to reconsider vote ..	633
Motion to reconsider vote prevailed	633
Amendment withdrawn	633
Passed Senate. Ayes 52, nays 5..	633
Motion filed to reconsider vote ..	634
Motion to reconsider vote laid on table	634
Motion to reconsider vote laid on table prevailed	634
Reported correctly enrolled	1331
Signed by President	1331
Sent to Governor	1331
Signed by Governor	1433
Became law by publication	0000
1198 By Commerce. A bill for an act relating to federal insured loans.	
Introduced, placed on calendar ..	370
Passed Senate. Ayes 59, nays none	619
Reported correctly enrolled	1331
Signed by President	1331
Sent to Governor	1331
Signed by Governor	1401
1199 By Klink. A bill for an act to license and regulate timber buyers.	
Introduced, passed on file	370
Referred to commerce	372
Amendment filed	382

1200 By Klink, Walsh and Lam-born (Tieden, Stroburg and Rex). A bill for an act relating to the movement of oversize mobile homes.	
Introduced, passed on file	370
Referred to transportation	372
Committee report	550
Recommended passage	550
Amendment filed	880
Amendment withdrawn	918
Passed Senate. Ayes 37, nays 15..	918

1201 By Nicholson, Gilley, Sullivan, Mowry, Shaff, Messerly, Rabedeaux, Stephens, Mogged, Walsh, Potgeter, Anderson, Curran, Frey, Thordsen, Conklin and Bortell (Shaw, Stromer, Edgington, Schroeder, Ossian, Christensen, Freeman of Buena Vista and Logemann). A bill for an act to provide for appointment of the superintendent of public instruction by the governor.	
Introduced, passed on file	383
Referred to state government	413

1202 By Higher Education. A bill for an act relating to the biennial appropriation of the higher education facilities commission.	
Introduced, passed on file	383
Amendment filed	401
Referred to appropriations	413
Committee report	734
Recommended passage	734
Committee report adopted	823
Amendment adopted	823
Passed Senate. Ayes 47, nays none	824
Senate refused to concur	1301
Reported correctly enrolled	1438
Signed by President	1438
Sent to Governor	1438
Signed by Governor	0000
Became law by publication	0000

1203 By Commerce. A bill for an act to regulate insurance holding company systems.	
Introduced, placed on calendar ...	383
Committee amendment filed	416
Amendment filed	478
Committee amendment adopted ..	747
Amendment adopted	747
Passed Senate. Ayes 46, nays none	747
Reported correctly enrolled	1357
Signed by President	1358
Sent to Governor	1358
Signed by Governor	1474

1204 By Gaudineer. A bill for an act to redistribute certain fees relating to motor vehicles.	
Introduced, passed on file	383
Referred to cities and towns	413
1205 By Walsh and Denman. A bill for an act relating to student tuition grants.	
Introduced, passed on file	406
Referred to higher education	413

1206 By Walsh. A bill for an act relating to recruitment and ad-	
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vertising policies of area schools.	
Introduced, passed on file	406
Referred to higher education	413
1207 By Commerce. A bill for an act to provide for fair trade practices by motor vehicle franchisors.	
Introduced, placed on calendar ...	406
Amendment filed	513
H. F. 1137 substituted	748
Withdrawn	809
1208 By Potter, Welmer, Rabe-deaux, Stephens, Doderer, Lamorn, Kosek and Orr (Wells, Logue, Johnston of Johnson, Miller of Jones, Weichman, Hamilton, Crosier, Lipsky and McIntyre). A bill for an act to legalize and validate the acts and proceedings of the board of directors of the merged area (education) X district in the counties of Benton, Cedar, Iowa, Johnson, Jones, Linn and Washington authorizing and providing for a voluntary contributory pension and retirement annuity plan for the regular full-time employees of said district.	
Introduced, passed on file	406
Referred to judiciary	413
Proof of publication certified	434
Amendments filed	478
Committee report	586
Recommended amendment, passage	587
Amendment filed	685
Re-referred to judiciary	1304
1209 By Commerce. A bill for an act relating to membership on the board of directors of economic development corporations.	
Introduced, placed on calendar ...	407
Passed Senate. Ayes 40, nays 4 ..	495
Motion filed to reconsider vote ..	500
Explanation of vote	510
Motion to reconsider vote withdrawn	547
Reported correctly enrolled	845
Signed by President	845
Sent to Governor	845
Signed by Governor	901
1210 By Messerly. A bill for an act relating to the licensing and regulation of water well contractors and pump installation contractors.	
Introduced, passed on file	407
Referred to agriculture	413
1211 By O'Malley, Walsh, Lam-born, Gaudineer, Frommelt, Van Gilst and Sullivan (Huff, Blouin, Crabb, Newton, Alt Milligan and Ellsworth). A bill for an act to provide tuition grants, based upon financial need, to full-time resident post baccalaureate students attending accredited private institutions of higher education in Iowa.	

Introduced, passed on file	467
Referred to higher education	413
1212 By Kosek and Welmer (Lip-pold, Ellsworth and Lipsky). *A bill for an act relating to the establishment of zoos or zoological gardens and authorizing the levy of taxes and the issuance of bonds therefor.	
Introduced, passed on file	407
Referred to county government ..	413
1213 By Sullivan. A bill for an act relating to the taxation of charitable and nonprofit corporations.	
Introduced, passed on file	428
Referred to ways and means ...	476
1214 By Kosek and Potter (Wells, Lipsky and Crosier). A bill for an act to exempt municipally-owned parking lots from payment of tax on gross taxable services.	
Introduced, passed on file	428
Referred to ways and means	476
1215 By Doderer. A bill for an act authorizing a tax levy to create a county public health fund.	
Introduced, passed on file	428
Referred to county government ..	476
1216 By Walsh (Koch). A bill for an act relating to political party state central committees.	
Introduced, passed on file	428
Referred to state government ...	476
1217 By State Government. A bill for an act relating to the Iowa public employees' retirement system, wages covered and the payment of benefits under such system.	
Introduced, placed on calendar ..	428
Made special order	450
Amendment filed	479
H. F. 1176 substituted	498
Withdrawn	540
1218 By Judiciary. A bill for an act relating to larceny of a security interest in collateral.	
Introduced, placed on calendar ..	428
Passed Senate. Ayes 46, nays none	495
Explanation of vote	510
1219 By Kosek and Potter (Wells, Lipsky and Crosier). A bill for an act relating to the amount of the primary road construction fund to be expended for maintenance in cities and towns.	
Introduced, passed on file	413
Referred to transportation	476
1220 By Kosek and Potter (Crosier, Lipsky and Wells). A bill for an act relating to the amount of funds authorized to be expended for primary road system improvements in cities and towns.	
Introduced, passed on file	428
Referred to transportation	476

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1221 By Kyhl, Potgeter, Walsh, Rigler and Schaben. A bill for an act relating to members of the interstate cooperation commission.	
Introduced, passed on file	439
Referred to appropriations	476
Committee report	532
Recommended passage	532
Committee report adopted	772
Passed Senate. Ayes 46, nays none	773
Reported correctly enrolled	951
Signed by President	952
Sent to Governor	952
Signed by Governor	1012

1222 By Hougén. A bill for an act relating to the assessment of property.	
Introduced, passed on file	439
Referred to ways and means	476
1223 By Conservation and Recreation. A bill for an act relating to conservation officers.	
Introduced, placed on calendar	451
Committee amendment filed	459
Committee amendment adopted	625
Passed Senate. Ayes 37, nays 18..	625

1224 By Gaudineer. A bill for an act to appropriate from the road use tax fund to the municipal tax relief fund for street purposes for cities and towns.	
Introduced, passed on file	451
Referred to appropriations	476

1225 By Judiciary. A bill for an act relating to the state archaeologist.	
Introduced, placed on calendar ..	451
Passed Senate. Ayes 43, nays none	496
Explanation of vote	510
Reported correctly enrolled	1331
Signed by President	1331
Sent to Governor	1331
Signed by Governor	1401

1226 By Ways and Means. A bill for an act relating to the tax on services.	
Introduced, placed on calendar ..	451
Amendment filed	573
Amendment filed	612
Amendment withdrawn	613
Referred to ways and means	613
Amendment filed	616
Committee report	811
Recommended amendment, passage	811
Committee amendment	811
Committee report adopted	827
Committee amendment adopted ..	827
Amendments withdrawn	827
Passed Senate. Ayes 48, nays 2..	827

1227 By Ways and Means. A bill for an act relating to the taxation of real property transfers.	
Introduced, placed on calendar ..	451
Amendment filed	512
Amendment filed	534
Referred to ways and means	610

S. F.	Page
1228 By Kosek (Lipsky, Wells and Crosier). A bill for an act relating to the refund of sales tax collected by municipalities from gross receipts from municipally owned and operated parking lots.	
Introduced, passed on file	463
Referred to ways and means	476
1229 By Hill. A bill for an act to abolish the Iowa reciprocity board and to establish a division for motor vehicle registration reciprocity within the department of revenue.	
Introduced, passed on file	475
Referred to state government ..	510

1230 By Cities and Towns. A bill for an act relating to disclosure of annual accounts and reports of the league of municipalities.	
Introduced, placed on calendar ..	475
Passed Senate. Ayes 44, nays 9..	626

1231 By Clarke. A bill for an act relating to a credit against personal property taxes, and providing an appropriation therefor.	
Introduced, passed on file	499
Referred to ways and means	510

1232 By Special Select Committee on Environmental Preservation. A bill for an act relating to the establishment of sanitary disposals and providing penalties for violations thereof.	
Introduced, passed on file	499
Referred to appropriations	510
Amendment filed	604
Committee report	734
Recommended passage	734
Made special order	841
Committee amendment filed	969
Special order	1000
Amendment filed	1000
Amendments filed	1004
Amendments adopted	1004
Amendment lost	1005
Amendments adopted	1005
Amendment lost	1006
Amendment withdrawn	1006
Committee amendment adopted ..	1007
Passed Senate. Ayes 42, nays 14..	1007
Motion filed to reconsider vote ..	1007
Motion to reconsider vote laid on table	1007
Motion to reconsider vote laid on table failed	1008
Senate concurred	1350
Passed Senate. Ayes 48, nays 4..	1350
Explanation of vote	1402
Reported correctly enrolled	1495
Signed by President	1495
Sent to Governor	1495
Signed by Governor	0000
Became law by publication	0000

1233 By Mogged (Goode, Koch, Holden and Kruse). A bill for an act relating to the compensation of certain appraisers.	
Introduced, passed on file	508
Referred to commerce	510

1234 By Commerce. A bill for an act relating to indemnification of bank officers and directors. Introduced, placed on calendar ..	509	Motion to reconsider vote prevailed ..	844
Amendment filed ..	616	Re-referred to state government ..	845
Amendment adopted ..	772	Amendment filed ..	854
Passed Senate. Ayes 55, nays none ..	772	1237 By Judiciary. A bill for an act relating to judicial redistricting.	
1235 By Frommelt, Gaudineer and Shirley. A bill for an act relating to the appointment of deputy state comptrollers.		Introduced, placed on calendar ..	537
Introduced, passed on file ..	526	Amendment filed ..	604
Referred to state government ...	550	Amendment filed ..	645
1236 By State Government. A bill for an act relating to the reorganization of the executive functions of state government by the creation of a department of executive services placing within such department a division of general services and several existing state agencies, and delegating certain executive duties in connection with such reorganization.		Amendment filed ..	737
Introduced, placed on calendar ...	526	Amendment filed ..	813
Made special order ..	629	Re-referred to judiciary ..	1304
Amendments filed ..	686	1238 By Higher Education. A bill for an act establishing a state area vocational-technical school and community college board, and transferring property and funds to the board.	
Special order ..	630	Introduced, placed on calendar ..	548
Amendment filed ..	691	Amendment filed ..	737
Amendment adopted ..	691	Referred to state government ..	867
Amendment filed ..	692	Committee report ..	1166
Amendment adopted ..	692	Recommended do not pass ..	1166
Amendment filed ..	694	Re-referred to higher education ..	1304
Amendment adopted ..	694	1239 By Ways and Means. A bill for an act relating to determination of fair and reasonable market value of property for assessment purposes.	
Amendment withdrawn ..	694	Introduced, placed on calendar ..	548
Amendments filed ..	695	Amendment filed ..	605
Amendment lost ..	695	1240 By County Government. A bill for an act relating to county contingent funds.	
Amendment adopted ..	695	Introduced, placed on calendar ..	566
Amendments filed ..	696	Passed Senate. Ayes 50, nays none ..	775
Amendments adopted ..	696	Explanation of vote ..	811
Amendment lost ..	696	1241 By Judiciary. A bill for an act to abolish the Iowa comprehensive alcoholism project.	
Amendments adopted ..	697	Introduced, placed on calendar ..	566
Amendments filed ..	697	Passed Senate. Ayes 47, nays none ..	776
Amendment withdrawn ..	697	Explanation of vote ..	811
Amendments filed ..	698	1242 By Messerly, Thorndsen, Arbuckle, Lamborn, Curran, Ballow, Hougen, Stephens, Lucken, Bortell, Kyhl, Coleman, Gille, Briles, Klink, Conklin, Nicholson, Sullivan, Rabedeaux, Mogged, Parker, Anderson, Erskine, Potter, Frey and Bass. A bill for an act relating to the powers and duties of the state board of regents and its authority to employ and discharge faculty members.	
Amendment adopted ..	698	Introduced, passed on file ..	566
Amendments lost ..	698	Referred to higher education ...	602
Passed Senate. Ayes 35, nays 22 ..	698	1243 By Commerce. A bill for an act relating to remedies for damages caused by pipeline companies.	
Motion filed to reconsider vote ..	699	Introduced, placed on calendar ..	566
Motion to reconsider vote laid on table ..	699	Re-referred to commerce ..	1304
Motion to reconsider vote laid on table failed ..	699	1244 By Commerce. A bill for an act relating to railroad crossing repairs.	
Motion filed to reconsider vote ..	702	Introduced, placed on calendar ...	566
Amendment filed ..	763		
Amendments filed ..	812		
Amendment filed ..	839		
Motion to reconsider vote prevailed ..	840		
Amendment adopted ..	841		
Motion filed to reconsider vote ..	841		
Motion to reconsider vote prevailed ..	842		
Amendment adopted ..	842		
Motion filed to reconsider vote ..	843		
Motion to reconsider vote prevailed ..	843		
Amendment filed ..	843		
Amendment lost ..	844		
Amendment filed ..	844		
Amendments adopted ..	844		
Motion filed to reconsider vote ..	844		

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Amendments filed	720
Amendment filed	944
Amendments filed	991
Re-referred to commerce	1304
1245 By Commerce. A bill for an act relating to the inspection of property for damages caused by the construction of pipelines.	
Introduced, placed on calendar ..	566
Re-referred to commerce	1304
1246 By Transportation. A bill for an act relating to the purchase or condemnation of property rights.	
Introduced, placed on calendar ..	566
Withdrawn	1029
1247 By Conklin. A bill for an act to regulate the issuance of unsolicited credit cards.	
Introduced, passed on file	566
Referred to commerce	602
1248 By County Government. A bill for an act relating to the rate of interest on anticipatory bonds issued by townships.	
Introduced, placed on calendar ..	566
Passed Senate. Ayes 42, nays 1..	777
Explanation of vote	811
Reported correctly enrolled	1331
Signed by President	1331
Sent to Governor	1331
Signed by Governor	1401
Became law by publication	0000
1249 By Frommelt and Frey. A bill for an act relating to sales of alcoholic beverages by liquor control licensee for off-premises consumption, and providing a special license therefor.	
Introduced, passed on file	584
Referred to law enforcement ..	602
1250 By Conservation and Recreation. A bill for an act relating to classification of roads for park purposes.	
Introduced, placed on calendar ..	594
Passed Senate. Ayes 47, nays none	663
Explanation of vote	703
1251 By Commerce. A bill for an act to provide reasonable competition in the sale of credit life and credit accident and health insurance.	
Introduced, placed on calendar ..	594
Made special order	629
Amendment filed	703
Special order	707
Amendment withdrawn	707
Amendments filed	707
Amendment adopted	707
Amendments lost	708
Amendment withdrawn	708
Amendments adopted	709
Amendments filed	709
Amendment withdrawn	709
Passed Senate. Ayes 55, nays 4..	710
Motion filed to reconsider vote ..	734
Motion to reconsider vote withdrawn	787
1252 By Doderer (Alt). A bill for an act relating to maxi-	

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mum income for persons eligible for low-rent housing.	
Introduced, passed on file	594
Referred to social services	629
Withdrawn	1385
1253 By Balloun, Walsh, Kyhl, Parker Palmer, Erskine and Keith (Mohrfeld, Knight, Kitzner, Freeman of Clay-Dickinson, Strand, Van Roekel, Shepherd, Stromer, Schmeiser, Knoblauch, Brinck, Blouin and Bennett). A bill for an act relating to the assignability of group life insurance benefits.	
Introduced, passed on file	594
Referred to commerce	629
Amendment filed	720
1254 By Judiciary. A bill for an act relating to highway safety programs.	
Introduced, placed on calendar ..	614
Passed Senate. Ayes 56, nays none	1043
1255 By County Government. A bill for an act relating to fees for filing hospital liens.	
Introduced, placed on calendar ..	621
H. F. 1229 substituted	1217
Withdrawn	1218
1256 By Reichardt. A bill for an act relating to state foundation aid to public high school districts.	
Introduced, passed on file	621
Referred to schools	629
1257 By Agriculture. A bill for an act relating to the eradication of hog cholera.	
Introduced, placed on calendar ..	629
Amendment filed	646
Re-referred to agriculture	1303
1258 By Social Services. A bill for an act relating to the definition, licensing, inspection, and regulation of health care facilities, and providing for adoption of rules, enforcement procedures, and penalties.	
Introduced, placed on calendar ..	629
H. F. 1243 Substituted	717
Withdrawn	1096
1259 By Conklin. A bill for an act relating to the granting of professional licenses.	
Introduced, passed on file	637
Referred to judiciary	702
1260 By Arbuckle. A bill for an act relating to credit charges on retail installment sales transactions, and installment loans by banks.	
Introduced, passed on file	637
Referred to commerce	702
1261 By Erskine (Shaw). A bill for an act relating to the imposition of an annual registration fee upon all motorboats and sailboats in lieu of personal property taxes.	
Introduced, passed on file	637
Referred to ways and means	702

1262 By Clarke, Stephens, Klink, Shaff, Ollenburg, Coleman, Dodds, O'Malley, Van Gilst and Palmer (Cochran, Hamilton, Friebe, Middleswart, Pierson, Duitscher, Knoblauch and Edgington). A bill for an act relating to the creation of a soybean promotion fund to receive assessments made on the sale of soybeans, to create an Iowa soybean promotion board, to provide for a referendum among soybean producers to make an appropriation and to provide penalties.
 Introduced, passed on file 664
 Referred to agriculture 702
 Amendment filed 737

1263 By Judiciary. A bill for an act relating to trade-marks and providing conformity with a previous enactment by the Sixty-third General Assembly, second session.
 Introduced, placed on calendar .. 664
 Passed Senate. Ayes 55, nays none 791

1264 By Transportation. A bill for an act relating to traffic-control devices.
 Introduced, placed on calendar .. 664
 Passed Senate. Ayes 56, nays none 792

1265 By Orr. A bill for an act relating to the sales and use tax.
 Introduced, passed on file 693
 Referred to ways and means 702

1266 By Orr. A bill for an act prohibiting certain corporations from engaging in farming and ranching operations, providing a method whereby such corporations shall dispose of agricultural or ranch lands, to prohibit deduction of farm losses by corporations engaged in farming, and providing that small family-type corporations may engage in farming and ranching operations within limitations.
 Introduced, passed on file 693
 Referred to agriculture 702

1267 By Orr. A bill for an act to appropriate funds from the general fund of the state of Iowa to the department of public instruction for the school lunch program.
 Introduced, passed on file 693
 Referred to appropriations 702

1268 By Orr. A bill for an act relating to the manner in which aid to dependent children, blind assistance, aid to the disabled, and old age assistance grants are fixed and paid, requiring that such grants be sufficient to permit the maintenance of a minimum decent standard of living, and providing an appropriation therefor.

Introduced, passed on file 693
 Referred to social services 702

1269 By Doderer. A bill for an act to transfer moneys from the unexpended and unencumbered balance of the capital appropriation made by the Sixty-second General Assembly for phase 1 completion of the Oakdale security medical facility for the general administration of the Oakdale security medical facility.
 Introduced, passed on file 701
 Referred to appropriations 717

1270 By Transportation. A bill for an act relating to registration fee of vehicles designed to carry property or more than nine passengers.
 Introduced, placed on calendar .. 701
 Withdrawn 1040

1271 By Higher Education. A bill for an act to legalize and validate the proceedings of the board of directors of Iowa Central Community College (merged Area V) and the Fort Dodge Community School District, Fort Dodge, Iowa, in regard to the transfer of buildings, real estate, lease agreements, equipment, and books and the repayment of operational costs for the college for the year 1966-67 and to authorize and direct the board of directors of Fort Dodge Community School District to execute and deliver to Iowa Central Community College (merged Area V) a warranty deed for the real estate involved, and to authorize and direct said boards of directors to execute any and all other instruments necessary to complete the transition agreement.
 Introduced, placed on calendar .. 701
 Proof of publication certified ... 787
 Passed Senate. Ayes 50, nays none 793
 Reported correctly enrolled 1331
 Signed by President 1331
 Sent to Governor 1331
 Signed by Governor 1401
 Became law by publication 0006

1272 By Judiciary. A bill for an act relating to county commissions of hospitalization.
 Introduced, placed on calendar .. 702
 Passed Senate. Ayes 48, nays none 1052

1273 By Human and Industrial Relations. A bill for an act to authorize cooperation between this state and other states which extend a like comity in the collection of delinquent unemployment contributions, penalties, interest, and benefit overpayments.
 Introduced, placed on calendar... 702

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Passed Senate. Ayes 50, nays none	1218
Reported correctly enrolled	1490
Signed by President	1490
Sent to Governor	1491
Signed by Governor	0000
1274 By Schools. A bill for an act relating to publication requirements of notice of election on school bonds.	
Introduced, placed on calendar	711
Passed Senate. Ayes 52, nays 1	1311
Explanation of vote	1402
1275 By Appropriations. A bill for an act relating to the salary of the commissioner of health.	
Introduced, placed on calendar	727
Passed Senate. Ayes 58, nays none	742
Reported correctly enrolled	1490
Signed by President	1490
Sent to Governor	1491
Signed by Governor	0000
Became law by publication	0000
1276 By Law Enforcement. A bill for an act relating to encouraging persons to seek treatment for drug addiction or dependency.	
Introduced, placed on calendar	754
Made special order	829
Special order	846
Amendments filed	846
Amendment adopted	846
Amendment lost	846
Amendments filed	847
Amendments adopted	847
Passed Senate. Ayes 56, nays none	847
Senate concurred	1348
none	1348
Passed Senate. Ayes 51, nays none	1348
Explanation of vote	1402
Reported correctly enrolled	1438
Signed by President	1438
Sent to Governor	1438
Signed by Governor	0000
1277 By Commerce. A bill for an act relating to exercise of governmental powers by the state commerce commission, providing penalties, authority to compromise, and appeals procedures.	
Introduced, placed on calendar	801
Committee report adopted	1222
Passed Senate. Ayes 50, nays none	1222
Reported correctly enrolled	1490
Signed by President	1490
Sent to Governor	1491
Signed by Governor	0000
1278 By Ways and Means. A bill for an act relating to the homestead tax credit.	
Introduced, placed on calendar	801
Amendments filed	824
Amendment adopted	824
Amendment lost	825
Amendment filed	825
Amendment adopted	825

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Passed Senate. Ayes 55, nays none	825
Amendments withdrawn	1477
Senate concurred	1362
Passed Senate. Ayes 45, nays 3	1362
Explanation of vote	1402
Reported correctly enrolled	1438
Signed by President	1438
Sent to Governor	1438
Signed by Governor	0000
Became law by publication	0000
1279 By Rules. A bill for an act relating to the compensation of the lieutenant governor.	
Introduced, placed on calendar	801
Passed Senate. Ayes 49, nays none	920
Reported correctly enrolled	1232
Signed by President	1232
Sent to Governor	1232
Signed by Governor	1332
1280 By Ways and Means. A bill for an act defining the services of excavating and grading.	
Introduced, placed on calendar	801
Passed Senate. Ayes 52, nays 2	826
1281 By Human and Industrial Relations. A bill for an act relating to workmen's compensation.	
Introduced, placed on calendar	833
Made special order	829
Special order	858
Amendment filed	858
Amendment adopted	858
Passed Senate. Ayes 56, nays none	857
Reported correctly enrolled	1180
Signed by President	1180
Sent to Governor	1180
Signed by Governor	1247
1282 By Judiciary. A bill for an act to make an appropriation to pay fees and expenses for counsel for the parties in the election contests of Wilson L. Davis vs. Gilbert M. McCarty.	
Introduced, passed on file	833
Referred to appropriations	852
Committee report	1083
Recommended amendment, passage	1083
Committee amendment	1083
Amendment filed	1085
Amendments filed	1191
Committee report adopted	1224
Placed on calendar under unfinished business	1224
Committee report adopted	1224
Amendments filed	1227
Amendment withdrawn	1270
Amendment lost	1271
Committee amendment adopted	1328
Amendment filed	1328
Amendment adopted	1328
Amendments withdrawn	1328
Passed Senate. Ayes 44, nays 2	1329
Explanation of vote	1402
1283 By Walsh, Potgater, Potter, Erskine, Lamborn, Davis, Mogged, Clarke, Rigler, Thordsen and Briles. A bill for an act to create an office of local	

... and to make an appropriation therefor.	
Introduced, passed on file	833
Referred to state government ..	852
1284 By Orr. A bill for an act relating to special elections.	
Introduced, passed on file	833
Referred to state government ...	852
1285 By Agriculture. A bill for an act to provide for an excise tax on the sale of certain agricultural commodities, and to provide an appropriation to carry out the act.	
Introduced, referred to appropriations	840
Amendment filed	880
1286 By Appropriations. A bill for an act authorizing capital expenditures by the state highway commission from the primary road fund.	
Introduced, placed on calendar ..	852
Passed Senate. Ayes 58, nays 1 ..	860
Senate concurred	1114
Passed Senate. Ayes 49, nays none	1114
Reported correctly enrolled	1232
Signed by President	1232
Sent to Governor	1232
Signed by Governor	1332
Became law by publication	0000
1287 By Appropriations. A bill for an act to appropriate from the general fund of the state of Iowa to the department of public safety for administering a revised program for issuing operator's and chauffeur's licenses.	
Introduced, placed on calendar ..	852
Passed Senate. Ayes 37, nays 17 ..	865
Motion filed to reconsider vote ..	865
Motion to reconsider vote laid on table	865
Motion to reconsider vote laid on table prevailed	865
1288 By County Government. A bill for an act relating to exemption from taxation of property of levee and drainage districts.	
Introduced, placed on calendar ..	863
H. F. 1332 substituted	1223
Withdrawn	1224
1289 By County Government. A bill for an act authorizing counties to cooperate with federal programs.	
Introduced, placed on calendar ..	878
Placed on calendar under unfinished business	1224
Amendment filed	1251
Amendment filed	1272
Amendments adopted	1272
Motion filed to reconsider vote ..	1364
Motion to reconsider vote prevailed	1365
Amendment filed	1365
Amendments adopted	1365
Passed Senate. Ayes 42, nays 5 ..	1365
Explanation of vote	1402

Reported correctly enrolled	1495
Signed by President	1495
Sent to Governor	1495
Signed by Governor	0000
1290 By Anderson. A bill for an act relating to the powers of the boards of directors of school corporations.	
Introduced, passed on file	878
Referred to schools	878
Withdrawn	1121
1291 By Schools. A bill for an act to establish a private school advisory committee.	
Introduced, placed on calendar ..	901
Made special order	1074
Special order	1118
Amendment filed	1118
Amendment adopted	1118
Amendments filed	1119
Amendment adopted	1119
Amendment lost	1119
Passed Senate. Ayes 42, nays 10 ..	1119
Reported correctly enrolled	1331
Signed by President	1331
Sent to Governor	1331
Signed by Governor	1434
1292 By Schools. A bill for an act relating to the attendance of school students residing in one school district in another school district for the purpose of taking courses not available to them in their private schools.	
Introduced, placed on calendar ..	901
Re-referred to schools	1304
1293 By Schools. A bill for an act to provide auxiliary educational services to students attending nonpublic schools.	
Introduced, placed on calendar ..	901
Amendment filed	1306
Amendment adopted	1319
Passed Senate. Ayes 45, nays 11 ..	1319
Explanation of vote	1402
Senate concurred	1489
Passed Senate. Ayes 37, nays 14 ..	1490
Reported correctly enrolled	1495
Signed by President	1495
Sent to Governor	1495
Signed by Governor	0000
1294 By Schools. A bill for an act relating to schools.	
Introduced, placed on calendar ..	921
Amendment filed	944
Re-referred to schools	1304
1295 By Cities and Towns. A bill for an act relating to retirement systems for policemen and firemen.	
Introduced, placed on calendar ..	921
Re-referred to cities and towns ..	1304
1296 By Cities and Towns. A bill for an act relating to park commissioners.	
Introduced, placed on calendar ..	921
Amendment filed	1141
Re-referred to cities and towns ..	1304
1297 By State Government. A bill for an act relating to a reorganization of the Iowa liquor control commission.	

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Introduced, placed on calendar ..	922
Made special order ..	941
Amendment filed ..	978
Special order ..	987
Amendment filed ..	987
Amendment adopted ..	987
Amendment adopted ..	988
Amendments filed ..	988
Amendments filed ..	992
Amendments filed ..	993
Amendments filed ..	998
Amendments filed ..	1014
Amendments filed ..	1015
Amendment adopted ..	1065
Amendment filed ..	1066
Amendment adopted ..	1066
Amendment lost ..	1066
Amendment withdrawn ..	1069
Amendments lost ..	1070
Amendment filed ..	1070
Amendment adopted ..	1070
Amendment lost ..	1071
Amendment withdrawn ..	1071
Amendments adopted ..	1071
Amendment filed ..	1071
Amendment adopted ..	1072
Point of order raised ..	1072
Amendment lost ..	1072
Amendment withdrawn ..	1072
Amendment lost ..	1073
Amendment adopted ..	1073
Amendment withdrawn ..	1073
Passed Senate, Ayes 34, nays 25 ..	1073
Motion filed to reconsider vote ..	1074
Motion to reconsider vote laid on table ..	1074
Motion to reconsider vote laid on table failed ..	1074
Explanation of vote ..	1101
1298 By Law Enforcement. A bill for an act relating to the penalty for violations of the act regulating snowmobiles.	
Introduced, placed on calendar ..	939
Passed Senate, Ayes 42, nays 1 ..	1079
Explanation of vote ..	1101
1299 By Schools. A bill for an act relating to the employment of school principals by school corporations.	
Introduced, placed on calendar ..	940
H. F. 1338 substituted ..	1074
Withdrawn ..	1110
1300 By Ways and Means. A bill for an act to amend Senate file 1088, Acts of the Sixty-third General Assembly, second session, to assure the right of protest and appeal of assessments thereunder.	
Introduced, placed on calendar ..	952
Passed Senate, Ayes 40, nays 3 ..	1011
Reported correctly enrolled ..	1438
Signed by President ..	1438
Sent to Governor ..	1438
Signed by Governor ..	0000
1301 By Cities and Towns. A bill for an act relating to municipal parking facilities, to authorize cities and towns to issue revenue refunding bonds to refund revenue and revenue refunding bonds, or to refund such outstanding bonds and	

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also improve a municipal parking system.	
Introduced, placed on calendar ..	952
Passed Senate, Ayes 51, nays none ..	1115
Reported correctly enrolled ..	1331
Signed by President ..	1331
Sent to Governor ..	1331
Signed by Governor ..	1401
1302 By State Government. A bill for an act transferring the issuing of commissions to notaries public from the governor to the secretary of state.	
Introduced, placed on calendar ..	979
Amendment filed ..	1085
Amendment adopted ..	1279
Passed Senate, Ayes 54, nays none ..	1279
1303 By State Government. A bill for an act relating to the inspection of places where dead human bodies are prepared or held for burial, or entombment.	
Introduced, placed on calendar ..	1003
Amendment filed ..	1142
Amendment filed ..	1163
Amendment filed ..	1231
Amendments adopted ..	1231
Passed Senate, Ayes 56, nays none ..	1232
Senate concurred ..	1446
Passed Senate, Ayes 50, nays none ..	1446
Reported correctly enrolled ..	1495
Signed by President ..	1495
Sent to Governor ..	1495
Signed by Governor ..	0000
1304 By State Government. A bill for an act relating to voter registration.	
Introduced, placed on calendar ..	1004
Amendment filed ..	1033
Amendment filed ..	1035
H. F. 1097 substituted ..	1452
Withdrawn ..	1456
1305 By Judiciary. A bill for an act to legalize and validate the use of a bridge acquired by the Marlon county board of supervisors from the Norfolk and Western Railway Company as part of the secondary road system in that county.	
Introduced, placed on calendar ..	1023
Proof of publication certified ..	1031
H. F. 1356 substituted ..	1233
Withdrawn ..	1234
1306 By Judiciary. A bill for an act to allow agreements respecting the joint or common ownership of property used in the generation, transmission, or distribution of electricity.	
Introduced, placed on calendar ..	1023
Re-referred to judiciary ..	1304
1307 By Appropriations. A bill for an act to authorize exercise of a purchase-option by the armory board and to ap-	

appropriate funds therefor and to authorize the sale upon certain conditions of the property so acquired.	
Introduced, placed on calendar	1023
Passed Senate. Ayes 56, nays none	1211
Reported correctly enrolled	1357
Signed by President	1358
Sent to Governor	1358
Signed by Governor	1474
Became law by publication	0000
1308 By Ways and Means. A bill for an act relating to the taxation of property of non-profit religious and educational corporations, institutions and societies.	
Introduced, placed on calendar	1068
Amendment filed	1434
1309 By Schools. A bill for an act relating to public school transportation.	
Introduced, placed on calendar	1096
Re-referred to schools	1304
1310 By Schools. A bill for an act relating to the basic school tax, state equalization aid to public schools, and review of school district budgets.	
Introduced, placed on calendar	1097
Re-referred to schools	1304
1311 By Schools. A bill for an act relating to organized athletics and courses in physical education.	
Introduced, placed on calendar	1097
Passed Senate. Ayes 56, nays 1	1280
Senate concurred	1450
Passed Senate. Ayes 52, nays 2	1450
Reported correctly enrolled	1495
Signed by President	1495
Sent to Governor	1495
Signed by Governor	0000
1312 By Appropriations. A bill for an act relating to the budgeting and financing of governmental programs.	
Introduced, placed on calendar	1097
Amendment filed	1103
Amendments filed	1142
Amendments filed	1143
Made special order	1151
Amendments filed	1168
Amendments filed	1169
Special order	1171
Amendment adopted	1171
Amendment filed	1172
Amendments adopted	1172
Amendment lost	1173
Amendment adopted	1173
Amendment lost	1181
Amendments filed	1182
Amendments adopted	1182
Amendment lost	1182
Amendment withdrawn	1182
Amendments filed	1183
Amendments adopted	1183
Motion filed to reconsider vote	1183
Motion to reconsider vote prevailed	1183
Motion filed to reconsider vote	1183
Motion to reconsider vote prevailed	1183

Amendment lost	1184
Amendment withdrawn	1184
Amendment adopted	1184
Amendment lost	1185
Amendment adopted	1185
Amendments filed	1186
Amendments adopted	1186
Amendment lost	1186
Amendments filed	1187
Amendments adopted	1187
Passed Senate. Ayes 39, nays 16	1187
Motion filed to reconsider vote	1188
Motion to reconsider vote laid on table	1188
Motion to reconsider vote laid on table prevailed	1188
Explanation of vote	1226
Senate concurred	1412
Senate concurred	1414
Amendment filed	1414
Amendment lost	1415
Senate refused to concur	1415
Senate concurred	1415
Amendment filed	1416
Amendment lost	1416
Amendment filed	1417
Amendment adopted	1417
Call of the Senate requested	1417
Call of the Senate	1418
Amendments lost	1419
Amendment filed	1419
Senate refused to concur	1420
Amendment filed	1420
Amendments lost	1421
Amendment filed	1421
Senate concurred	1421
Amendments filed	1422
Amendment withdrawn	1423
Amendment adopted	1423
Amendment filed	1423
Amendment lost	1423
Amendment filed	1424
Amendment adopted	1424
Senate concurred	1424
Amendment adopted	1425
Amendment filed	1425
Point of order raised	1425
Amendment lost	1426
Amendment filed	1426
Amendment filed	1427
Amendment adopted	1427
Amendment lost	1428
Passed Senate. Ayes 43, nays 16	1428
Motion filed to reconsider vote	1428
Motion to reconsider vote laid on table	1428
Motion to reconsider vote laid on table prevailed	1428
Explanation of vote	1474
Reported correctly enrolled	1495
Signed by President	1495
Sent to Governor	1495
Signed by Governor	0000
Became law by publication	0000
1313 By Judiciary. A bill for an act relating to indemnification of officers, directors, employees, and agents of business corporations.	
Introduced, placed on calendar	1097
Passed Senate. Ayes 54, nays none	1257
Reported correctly enrolled	1499
Signed by President	1499
Sent to Governor	1499
Signed by Governor	0000

1314 By Law Enforcement. A bill for an act relating to permits for large assemblages.
 Introduced, placed on calendar ..1130
 Re-referred to law enforcement..1304

1315 By Judiciary. A bill for an act relating to public records concerning dissolution of marriage, separate maintenance, and annulment.
 Introduced, eplaced on calendar ..1152
 Amendment filed1252
 Amendment adopted1320
 Passed Senate. Ayes 54, nays none1320
 Explanation of vote1402
 Senate concurred1466
 Passed Senate. Ayes 53, nays none1466
 Reported correctly enrolled1495
 Signed by President1495
 Sent to Governor1495
 Signed by Governor0000

1316 By County Government. A bill for an act to authorize county supervisors to match grants for the study, control and suppression of crime.
 Introduced, placed on calendar ..1192
 Re-referred to county government1304

1317 By Cities and Towns. A bill for an act relating to dis-

abled and retired firemen and policemen.
 Introduced, placed on calendar ..1192
 Amendment filed1307
 Point of order raised1322
 Passed Senate. Ayes 49, nays none1322
 Explanation of vote1402
 Reported correctly enrolled1495
 Signed by President1495
 Sent to Governor1495
 Signed by Governor0000

1318 By Social Services. A bill for an act relating to payments to nursing homes and custodial homes.
 Introduced, placed on calendar ..1205
 Amendment filed1252
 Point of order raised1323
 Passed Senate. Ayes 52, nays none1382
 Explanation of vote1434

1319 By State Government. A bill for an act relating to licenses in the practice of medicine.
 Introduced, placed on calendar ..1237
 Passed Senate. Ayes 51, nays none1324
 Explanation of vote1402
 Reported correctly enrolled1438
 Signed by President1438
 Sent to Governor1438
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**HOUSE JOINT RESOLUTIONS AND HOUSE FILES
PASSED AND APPROVED—146**

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BILLS VETOED BY THE GOVERNOR

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6 By Shaw, Van Nostrand, Van Drie, Roorda, Pelton, Sorg, Bergman, Ellsworth, Fisher of Greene, Hansen of Black Hawk, Voorhees, Strand, Campbell, McIntyre and Walter. A joint resolution proposing an amendment to the Constitution of the state of Iowa relating to the terms of office of elected executive officials.		Motion for special order	1310
Made special order	50	Motion for special order failed	1310
Committee report	57	Amendments filed	1314
Recommended passage	57	Amendments lost	1315
Amendment filed	59	Passed Senate. Ayes 35, nays 22	1316
Amendments filed	96	Motion filed to reconsider vote	1316
Special order	100	Motion to reconsider vote laid on table	1316
Committee report adopted	101	Motion to reconsider vote laid on table prevailed	1317
Amendment filed	101	Explanation of vote	1402
Amendments lost	102	Signed by President	1438
Amendment filed	104	16 By Klein, Grassley, Van Nostrand, Kluever, Camp, Fischer of Grundy, Pelton, Koch and Dooley. A joint resolution relating to the effective date of laws.	
Amendments adopted	105	Received, passed on file	77
Amendment lost	105	Referred to judiciary	73
Passed Senate. Ayes 36, nays 25 ..	107	18 By Rules. A joint resolution to provide for interim studies initiated by standing committees.	
Motion filed to reconsider vote ..	113	Referred to rules	53
Motion filed to reconsider vote ..	113	1008 By Renda. A joint resolution to direct the department of public safety to study the usefulness of the life lite on automobiles, and to make an appropriation therefor.	
Explanation of vote	114	Received, passed on file	1400
Motion filed to reconsider vote ..	145	H. F.	Page
Motion filed to reconsider vote ..	146	1 By Miller of Page, Fisher of Greene, Holden, Gannon, Bennett, Cochran, Dunton, Middle- swart and Miller of Jones (Lamborn, Denman, Smith, and Coleman). A bill for an act relating to negotiation and execution of reciprocal, proration, and other agreements or declarations for fleet owners of commercial vehicles engaged	
Amendments filed	164		
Motion to reconsider vote failed ..	187		
Explanation of votes	211		
Signed by President	230		
10 By Ellsworth (Walsh). A joint resolution proposing an amendment to the Constitution of the state of Iowa to authorize the licensing and regulation of bingo games conducted by charitable, religious, or veterans organizations.			
Received, passed on file	526		
Referred to constitutional amendments and reapportionment	550		
Committee report	571		
Recommended passage	571		
Committee report adopted	1310		

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In interstate commerce.	
Amendment filed	738
Committee report	759
Recommended amendment, pas- sage	759
Committee amendment	760
Amendment filed	764
Made special order	779
Amendment filed	783
Amendment filed	813
Special order	816
Committee report adopted	817
Amendments adopted	817
Amendment adopted	818
Amendment withdrawn	818
Committee amendment adopted	819
Amendments filed	820
Amendments adopted	820
Amendment lost	821
Amendment withdrawn	821
Amendment filed	821
Amendments adopted	821
Passed Senate. Ayes 54, nays 3.	821
Senate concurred	1010
Passed Senate. Ayes 48, nays 3.	1010
Signed by President	1273

8 By Miller of Des Moines, Mayberry, Millen, Lipsky, Cochran, Gannon, Hanson of Howard - Mitchell, Dunton, Kruse, Pelton, Bergman, Dougherty, Wells, Crosier, Tapscott and Caffrey (McGill, Lucken, O'Malley, Smith, Coleman and Lamborn). A bill for an act to combine the present county fund for mental health with the state institution fund, redesignating the latter as the county health and institutions fund, prescribing the purposes for which such fund may be used, and authorizing a levy therefor.	
Received, passed on file	204
Referred to county government	224
Amendment filed	1015

9 By Miller of Des Moines, Edgington, Millen, Mayberry, Gannon, Caffrey, Tapscott, Dougherty, Bergman, Pelton, Kruse, Hanson of Howard-Mitchell and Dunton (Stephens, McGill, Lucken, and Smith). A bill for an act relating to county homes.	
Referred to county government	56

53 By Camp. A bill for an act relating to voter registration.	
Referred to county government	56

56 By Holden. A bill for an act to prohibit the discharge of sewage or certain other wastes into open ditches along the right-of-way of any highway or public road.	
Committee report	95
Recommended passage	95
Committee report adopted	134
Amendments filed	134
Point of order raised	134
Amendment lost	134
Amendment filed	135
Amendment adopted	135
Placed on calendar under unfin-	

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ished business	135
Amendments filed	146
Amendment lost	159
Amendment filed	159
Amendment adopted	160
Amendment lost	160
Amendment filed	160
Amendments filed	164
Amendment lost	167
Amendment adopted	167
Amendment withdrawn	167
Referred to special select commit- tee on environmental preserva- tion	167

77 By Freeman of Clay-Dickinson and Johnson of Audubon-Guthrie. A bill for an act relating to snowmobiles.	
Referred to law enforcement	56
Committee report	180
Recommended amendment, pas- sage	180
Amendment filed	195
Amendment filed	196
Committee report adopted	207
Amendments filed	213
Amendment filed	215
Amendments adopted	215
Amendments withdrawn	215
Amendment lost	216
Amendment adopted	216
Passed Senate. Ayes 56, nays 2.	225
Motion filed to reconsider vote	225
Amendment filed	273
Motion to reconsider vote failed.	283
Explanation of vote	314
Senate concurred	432
Amendment adopted	433
Passed Senate. Ayes 45, nays 11.	433
Motion filed to reconsider vote.	433
Motion to reconsider vote laid on table	433
Motion to reconsider vote laid on table prevailed	433
Signed by President	693

91 By Christensen. A bill for an act to permit the conserva- tion commission to promulgate, for experimental purposes, spe- cial rules relating to the op- eration of watercraft and other water-oriented activity on Green Valley Lake, near the city of Creston.	
Committee report	456
Recommended passage	456
Committee report adopted	622
Failed to pass Senate. Ayes 27, nays 27	622
Motion filed to reconsider vote.	630
Amendment filed	705
Motion to reconsider vote pre- valled	716
Amendment adopted	716
Passed Senate. Ayes 37, nays 21.	716
Signed by President	912

97 By Fisher of Greene, Klit- ner, Nielsen, Stromer, Miller of Jones, Koch, Sorg, Strand, Roorda, Warren, McIntyre, Huff, Freeman of Clay-Dick- inson, Hansen of Black Hawk, Lippold, Mohrfeld, Walter and Nelson. A bill for an act relat- ing to employment of law en-	
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forcement personnel.	56
Referred to law enforcement.....	56
Committee report	902
Recommended passage	902
Re-referred to law enforcement	1259
101 By Bennett, Renda, Kreamer, Huff, Hill, Cunningham, Roorda and Millen. A bill for an act to increase the salary of municipal court judges.	
Committee report	1189
Recommended amendment, passage	1189
Committee amendment	1189
Re-referred to judiciary	1304
106 By Goode. A bill for an act relating to members of the General Assembly of the state of Iowa and repealing chapter 38B, Code 1966.	
Committee report	129
Recommended passage	129
Committee report adopted	150
Passed Senate. Ayes 59, nays none	150
Explanation of vote	161
Signed by President	230
129 By Fischer of Grundy. A bill for an act relating to widows' admissions to the Iowa soldiers home.	
Committee report	194
Recommended passage	194
Committee report adopted	223
Passed Senate. Ayes 55, nays none	223
Signed by President	278
139 By Shaw. A bill for an act relating to the establishment of recreational bikeways.	
Received, passed on file	701
Referred to conservation and recreation	702
Committee report	989
Recommended passage	989
Committee report adopted	1221
Passed Senate. Ayes 53, nays none	1222
Signed by President	1303
150 By Schroeder, Stromer and Varley. A bill for an act relating to the bonding of operators of slaughterhouses buying cattle, hogs, or sheep, and the bonding of agents, dealers, or brokers of such operators.	
Received, passed on file	76
Referred to agriculture	78
Committee report	373
Recommended amendment, passage	373
Committee amendment	373
Amendment filed	437
Amendment filed	513
Amendment filed	605
Committee report adopted	743
Referred to commerce	743
163 By Grassley, Bailey, Shaw and Weiden (DeKoster, Lucken and Shirley). A bill for an act relating to administrative rules of departments of the state.	

Referred to state government ..	523
Committee report	523
Recommended refusal to concur in House amendment to Senate amendment	523
Committee report adopted	773
Senate refused to concur	774
Signed by President	1043
171 By Winkelman, Schroeder, Stromer, Cochran, Tleden and Bailey. A bill for an act relating to the list of secondary noxious weeds.	
Referred to agriculture	56
179 By McCormick and Stromer. A bill for an act relating to the purchase of uniforms for vocal and instrumental school music groups.	
Received, passed on file	851
Referred to schools	873
184 By Lipsky. A bill for an act to amend section 368.4, Code 1966, relating to removal of dead or diseased trees, and the assessments of costs therefor.	
Referred to cities and towns	56
Committee report	1183
Recommended passage	1183
Committee report adopted	1325
Passed Senate. Ayes 46, nays none	1325
Explanation of vote	1462
Signed by President	1438
193 By Renda. A bill for an act relating to income tax.	
Committee report	867
Recommended passage	867
Committee report adopted	1278
Passed Senate. Ayes 55, nays none	1278
Signed by President	1467
199 By Campbell, Schwartz, Stokes, Kluever and Corey. A bill for an act relating to vital statistics.	
Received, passed on file	152
Referred to state government ..	173
Committee report	757
Recommended amendment, passage	757
Committee amendment	757
Amendment filed	734
Amendment filed	814
Amendment filed	825
Amendment filed	945
Committee report adopted	953
Amendment adopted	969
Committee amendment adopted ..	969
Amendment filed	961
Amendment adopted	961
Amendment withdrawn	961
Amendment adopted	963
Amendment withdrawn	963
Committee amendment adopted ..	963
Passed Senate. Ayes 45, nays 1 ..	963
Signed by President	1237
204 By Andersen, Miller of Jones, Ellsworth, Radl, Waugh, Koch, Stokes, Cochran, Menefee, Freeman of Buena Vista, Johnson of Audubon-Guthrie, Bat-	

ties, Miller of Des Moines, Peterson, Shepherd, Caffrey, Schroeder, Kruse, Bergman, Doyle, Perkins, Schwartz, Renda, Weiden, Darrington, Rodgers, McCartney, Huff and Newton. A bill for an act relating to librarians and guidance counselors for junior and senior high schools.	
Referred to schools	57
Committee report	718
Recommended amendment, passage	718
Committee amendment	718
Made special order	941
Special order	954
Committee report adopted	954
Amendment withdrawn	954
Committee amendment lost	955
Amendments filed	955
Amendment adopted	955
Amendments filed	956
Amendment lost	956
Point of order raised	956
Amendment adopted	957
Motion filed to reconsider vote	957
Motion to reconsider vote failed	957
Passed Senate. Ayes 39, nays 14.	957
Motion filed to reconsider vote	958
Motion to reconsider vote laid on table	958
Motion to reconsider vote laid on table prevailed	958
Explanation of vote	964
Signed by President	1151
205 By Miller of Des Moines, Brinck, Peterson and Tapscott. A bill for an act to equate insurance proceeds payable to medical practitioners.	
Committee report	570
Recommended amendment, passage	570
Committee amendment	570
Re-referred to commerce	1304
208 By Miller of Des Moines, Baker, Mayberry, Franklin, Tapscott, Jesse, Schwartz, Gannon and Crosier. A bill for an act relating to zoning of unincorporated areas within two miles of cities and towns.	
Received, passed on file	407
Referred to cities and towns	413
Committee report	476
Recommended passage	476
Committee report adopted	769
Passed Senate. Ayes 37, nays 23.	769
Motion filed to reconsider vote	769
Motion to reconsider vote laid on table	769
Motion to reconsider vote laid on table failed	770
Signed by President	952
217 By Lipsky. A bill for an act relating to the jurisdiction of a city or town.	
Received, passed on file	343
Referred to cities and towns	853
219 By Judiciary. A bill for an act relating to the fees for petit jurors.	
Referred to judiciary	56

221 By McIntyre, McIntyre. A bill for an act relating to fire and casualty insurance companies.	
Referred to commerce	56
Committee report	287
Recommended passage	287
Committee report adopted	362
Amendment withdrawn	362
Passed Senate. Ayes 53, nays 3.	363
Signed by President	442
231 By Andersen (Palmer). A bill for an act relating to the licensing of insurance agents in Iowa.	
Referred to commerce	57
Committee report	570
Recommended passage	570
Amendment filed	574
Amendment filed	616
Committee report adopted	777
Amendments adopted	778
Amendments withdrawn	778
Passed Senate. Ayes 42, nays none	778
Explanation of vote	811
Signed by President	952
241 By Miller of Jones, Brinck and Shepherd (Lamborn). A bill for an act relating to the payment of attorney fees to court-appointed attorneys.	
Received, passed on file	1093
Referred to appropriations	1130
Committee report	1243
Recommended passage	1243
Committee report adopted	1326
Passed Senate. Ayes 45, nays none	1326
Explanation of vote	1402
Signed by President	1438
251 By Franklin, Lipsky, Shaw, McIntyre, Hill, Pelton, Blouin, Renda, Jesse, Huff, Van Nostrand, Tapscott, Miller of Des Moines, Schwartz, Gannon, Poncy, Mayberry, Bennett, Ewell and Miller of Marshall. A bill for an act relating to sex discrimination in employment, housing, and public accommodations.	
Received, passed on file	525
Referred to human and industrial relations	550
Committee report	880
Recommended amendment, passage	880
Committee amendment	880
Committee report adopted	1053
Committee amendment adopted	1053
Passed Senate. Ayes 44, nays 2.	1053
Motion filed to reconsider vote	1083
Motion to reconsider vote prevailed	1201
Motion filed to reconsider vote	1201
Motion to reconsider vote prevailed	1201
Committee amendment withdrawn	1201
Passed Senate. Ayes 53, nays none	1201
Signed by President	1303
260 By Tleden. A bill for an act imposing fees for use of cer-	

tain state-owned recreational areas.	
Referred to conservation and recreation	57
Amendment filed	132
264 By Johnston of Johnson, Hill and Kennedy of Chickasaw. A bill for an act relating to hearings in juvenile court.	
Received, passed on file	104
Referred to judiciary	114
267 By Dunton, Poncy, Miller of Jones, Millen, Van Roekel and Dougherty. A bill for an act relating to the state mine inspector and the state mining board.	
Received, passed on file	343
Referred to state government	353
277 By Blouin, Kennedy of Dubuque, Franklin, Jesse, Ellsworth, Hanson of Howard-Mitchell, Van Roekel, Bennett and Renda. A bill for an act relating to driver education instructors.	
Received, passed on file	286
Referred to higher education	303
Committee report	1058
Recommended passage	1058
Committee report adopted	1242
Passed Senate. Ayes 55, nays none	1242
Signed by President	1407
280 By Renda. A bill for an act to enable the supreme court to prescribe rules of criminal procedure.	
Received, passed on file	76
Referred to judiciary	78
282 By Lipsky and Huff A bill for an act to insert in the Code the full text of the interstate compact on mental health, to which Iowa is presently a party state.	
Received, passed on file	109
Referred to social services	178
Committee report	355
Recommended passage	355
Committee report adopted	487
Passed Senate. Ayes 42, nays none	487
Explanation of vote	510
Signed by President	560
285 By Kennedy of Dubuque, Kitzner, Christensen, Poncy, Menefee, Hamilton, and Gannon. A bill for an act relating to the death of persons resulting from the operation of motor vehicles, and imposing penalties therefor.	
Received, passed on file	158
Referred to judiciary	178
309 By Kruse, Klein, Millen, Tapscott, Wolfe, Koch and Doyle (Mogged, Curran, Frommelt, Benda, Denman and Erskine). A bill for an act relating to the practice of funeral directing and embalming.	
Amendment filed	534

333 By Andersen. A bill for an act requiring all counties to become part of a merged area.	
Received, passed on file	500
Referred to schools	510
Re-referred to higher education	531
Committee report	703
Recommended passage	703
Amendment filed	739
Amendment filed	854
Made special order	1074
Amendment filed	1085
Amendment filed	1104
Special order	1110
Committee report adopted	1110
Amendment adopted	1111
Amendments filed	1116
Amendments adopted	1116
Amendments filed	1117
Amendments adopted	1117
Amendments withdrawn	1117
Passed Senate. Ayes 51, nays 1	1118
Motion filed to reconsider vote	1120
Motion to reconsider vote prevailed	1120
Motion filed to reconsider vote	1120
Motion to reconsider vote prevailed	1120
Motion filed to reconsider vote	1120
Motion to reconsider vote prevailed	1120
Amendment filed	1120
Amendments adopted	1120
Passed Senate. Ayes 52, nays 1	1120
Signed by President	1202
352 By Stokes. A bill for an act relating to the use of studded tires.	
Committee report	95
Recommended passage	95
Committee report adopted	139
Passed Senate. Ayes 53, nays none	139
Explanation of vote	145
Signed by President	230
353 By Kehe, Weiden and Pierson. A bill for an act relating to the renewal fees for certificates of registration of professional engineers and land surveyors.	
Committee report	129
Recommended passage	129
Committee report adopted	151
Passed Senate. Ayes 60, nays none	151
Explanation of vote	161
Signed by President	239
354 By Edgington, Holden, Kehe, Johnson of Audubon-Guthrie, Nielsen, Fisher of Greene and Menefee. A bill for an act relating to the state printing department and public printing.	
Received, passed on file	595
Referred to state government	603
Committee report	646
Recommended passage	646
Committee report adopted	1115
Passed Senate. Ayes 53, nays none	1115
Signed by President	1237
357 By Van Drie. A bill for an	

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act relating to the disability of municipal judges.	
Received, passed on file	76
Referred to judiciary	78
Amendment filed	146
Committee report	587
Recommended passage	587
Committee report adopted	661
Amendment adopted	662
Passed Senate. Ayes 44, nays none	662
Explanation of vote	703
Signed by President	823
377 By Middleswart. A bill for an act relating to allocation of rental receipts from federal flood and erosion control projects.	
Received, passed on file	267
Referred to county government	303
Committee report	603
Recommended passage	603
Committee report adopted	1050
Passed Senate. Ayes 49, nays none	1050
Signed by President	1151
394 By Welden, Miller of Page, Millen, Kehe, Holden, Varley, Rex, Van Drie, Hill, Dunton, Shepherd, Tleden, Brinck and Waugh. A bill for an act relating to classification of highways.	
Referred to transportation	57
Committee report	162
Recommended amendment, passage	162
Committee amendment	162
Amendment filed	182
Committee report adopted	201
Amendment adopted	201
Placed on calendar under unfinished business	201
Amendment filed	218
Amendment filed	230
Amendment adopted	230
Committee amendment adopted	230
Amendment lost	232
Amendment filed	232
Amendment withdrawn	234
Amendment filed	234
Amendment adopted	234
Amendment adopted	235
Passed Senate. Ayes 46, nays 8.	235
Signed by President	442
404 By Langland and Baker. A bill for an act relating to milk used for manufacturing purposes.	
Received, passed on file	701
Referred to agriculture	702
Committee report	853
Recommended passage	853
Committee report adopted	1221
Passed Senate. Ayes 53, nays none	1221
Signed by President	1303
409 By Kreamer, Tapscott and Huff. A bill for an act relating to public employee credit unions.	
Received, passed on file	343
Referred to state government	353
Committee report	538
Recommended passage	534

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Committee report adopted	916
Passed Senate. Ayes 37, nays 15.	916
Signed by President	1048
420 By Shaw (Nicholson). A bill for an act to amend the professional practices act relating to admission to license examinations.	
Received, passed on file	77
Referred to judiciary	78
427 By Kluever, Grassley, Langland and Lawson. A bill for an act relating to the uniform issuance and return of teachers' contracts.	
Committee report	225
Recommended passage	225
Committee report adopted	293
Passed Senate. Ayes 59, nays none	293
Signed by President	408
428 By Judiciary. A bill for an act relating to retirement and removal of judges.	
Referred to appropriations	57
Amendment filed	58
443 By Van Drie, Langland and Dunton. A bill for an act relating to reversion of school-house sites.	
Received, passed on file	733
Referred to schools	732
Committee report	923
Recommended passage	923
Committee report adopted	1076
Amendment filed	1076
Amendment adopted	1076
Passed Senate. Ayes 45, nays none	1077
Explanation of vote	1101
Signed by President	1308
448 By Kreamer and Renda. A bill for an act relating to the payment of recording fees by the state of Iowa and the United States government.	
Received, passed on file	1180
Referred to state government	1165
452 By Freeman of Clay-Dickinson, Dunton, Strothman, Strand, Kennedy of Chickasaw, Kltner, Johnson of Audubon-Guthrie, Wolfe, Alt, Stokes, Corey, Van Roekel, Hanson of Howard-Mitchell, Tapscott, and Mayberry. A bill for an act relating to transient or movable lunchstands.	
Received, passed on file	158
Referred to social services	178
Committee report	272
Recommended passage	272
Committee report adopted	299
Passed Senate. Ayes 57, nays none	299
Explanation of vote	315
Signed by President	408
473 By Huff. A bill for an act relating to the right of appeal from decisions of municipal courts.	
Received, passed on file	77
Referred to judiciary	78

487 By Strothman, A bill for an act relating to bedding sanitation in hotels, motels and motor inns.	
Received, passed on file	158
Referred to commerce	178
491 By Bergman and Varley (Smith and Flatt). A bill for an act to authorize the establishment of rural water districts, to prescribe the procedure therefor, and relating to the purpose and manner of operation of such districts.	
Received, passed on file	548
Referred to agriculture	550
Amendment filed	574
Committee report	680
Recommended passage	680
Amendment filed	646
Committee report adopted	875
Amendment filed	875
Amendments adopted	875
Amendments adopted	876
Amendment filed	876
Passed Senate. Ayes 32, nays 14 ..	876
Motion filed to reconsider vote ..	877
Motion to reconsider vote laid on table	877
Motion to reconsider vote laid on table failed	877
Explanation of vote	902
Signed by President	1048
499 By Miller of Page, Freeman of Buena Vista, Ellsworth, Ossian, Waugh, Schmeiser, Johnston of Johnson, Sorg, Tieden, Dietz, Strothman, Winkelman, Warren, Camp and Walter. A bill for an act relating to the war orphans educational aid fund.	
Received, passed on file	204
Referred to state government ..	225
Committee report	477
Recommended amendment, passage	477
Committee amendment	477
Referred to appropriations	510
Committee report	1082
Recommended amendment, passage	1082
Committee amendment	1032
Committee report adopted	1234
Committee amendment adopted ..	1234
Amendment withdrawn	1234
Passed Senate. Ayes 56, nays none	1234
Senate insisted	1349
Motion filed to reconsider vote ..	1358
Motion to reconsider vote prevailed	1358
Senate receded	1358
Passed Senate. Ayes 56, nays 1 ..	1358
Explanation of vote	1402
Signed by President	1438
506 By Andersen, Tapscott, Miller of Des Moines, Ellsworth, Renda, Voorhees, Miller of Marshall and Walter. A bill for an act relating to salaries of bailiffs and clerks of the municipal courts.	
Received, passed on file	104
Referred to cities and towns ..	114

Committee report	128
Recommended passage	128
Committee report adopted	161
Passed Senate. Ayes 53, nays none	151
Explanation of vote	161
Signed by President	230
517 By Holden, Pelton, Van Drie, Mohrfeld, O'Hearn, Koch and Lawson. A bill for an act relating to municipal support of trade or business projects.	
Received, passed on file	267
Referred to cities and towns ..	303
Amendment filed	333
Amendment filed	357
Committee report	477
Recommended passage	477
Committee report adopted	770
Re-referred to cities and towns ..	771
524 By Fisher of Greene, Dunton, Van Drie, Fischer of Grundy and McIntyre. A bill for an act to give the liquor control commission the same authority to suspend beer permits as it has over liquor licenses.	
Received, passed on file	355
Referred to law enforcement ..	356
555 By Stromer, Campbell, Crabb, Schroeder, McCormick and Knight. A bill for an act relating to the annual report of the state apiarist.	
Committee report	332
Recommended passage	332
Committee report adopted	368
Amendment filed	369
Amendment adopted	369
Passed Senate. Ayes 53, nays none	369
Motion filed to reconsider vote ..	391
Motion to reconsider vote prevailed	464
Motion filed to reconsider vote ..	464
Motion to reconsider vote prevailed	464
Amendment withdrawn	464
Passed Senate. Ayes 59, nays none	465
Signed by President	560
560 By Van Drie, Dunton, Fischer of Grundy, McIntyre and Fisher of Greene. A bill for an act to prohibit a refund of liquor control license fees while charges against the license are pending before the Iowa liquor control commission.	
Committee report	120
Recommended passage	120
Committee report adopted	157
Passed Senate. Ayes 57, nays none	157
Signed by President	230
564 By Miller of Des Moines. A bill for an act relating to the selection of jurors and talesmen.	
Received, passed on file	120
Referred to judiciary	173

581 By Van Drie, Kluever, Alt and Nolting (Walsh). A bill for an act relating to municipal utility retirement systems.	
Received, passed on file	1130
Substituted for S. F. 505	1279
Passed Senate. Ayes 57, nays none	1280
Signed by President	1407
582 By Den Herder (Neu, Bigler, Stanley and Frommelt). A bill for an act relating to the definition and regulation of property tax exemptions.	
Referred to judiciary	57
589 By Graham. A bill for an act relating to county ambulance service.	
Received, passed on file	159
Referred to county government	178
Committee report	615
Recommended passage	615
Amendment filed	631
Committee report adopted	789
Amendment adopted	789
Placed on calendar under unfinished business	789
Amendments filed	814
Amendment filed	815
Amendment lost	913
Amendments filed	913
Amendment lost	913
Amendment adopted	913
Amendment adopted	914
Amendment withdrawn	914
Passed Senate. Ayes 53, nays 6	914
Motion filed to reconsider vote	922
Motion to reconsider vote withdrawn	1030
Signed by President	1237
595 By Doyle. A bill for an act relating to the purchase of real estate by the state.	
Received, passed on file	781
Referred to state government	852
Committee report	1377
Recommended amendment, passage	1377
Committee amendment	1377
Committee report adopted	1406
Committee amendment adopted	1407
Passed Senate. Ayes 54, nays none	1407
Signed by President	1495
606 By Koch. A bill for an act relating to attorney fees paid by the county for the defense of persons financially unable to employ an attorney.	
Received, passed on file	159
Referred to judiciary	178
609 By State Government. A bill for an act relating to the Iowa National Guard.	
Received, passed on file	470
Referred to state government	510
Committee report	571
Recommended passage	571
Committee report adopted	653
Passed Senate. Ayes 53 nays none	653
Motion filed to reconsider vote	665
Motion to reconsider vote with-	

drawn	859
Signed by President	912
611 By Renda. A bill for an act to prevent fires on and along railroad right-of-way.	
Received, passed on file	500
Referred to law enforcement	510
Committee report	923
Recommended passage	923
Committee report adopted	1061
Passed Senate. Ayes 56, nays none	1062
Signed by President	1151
615 By State Government. A bill for an act relating to the Iowa National Guard.	
Received, passed on file	470
Referred to judiciary	510
Committee report	666
Recommended passage	666
Committee report adopted	794
Passed Senate. Ayes 54, nays none	794
Signed by President	859
619 By Christensen, Warren, Camp and Stroburg. A bill for an act relating to automatic recorders on scales.	
Received, passed on file	104
Referred to commerce	114
633 By Commerce. A bill for an act to encourage competition among certain casualty insurance companies in rate making.	
Received, passed on file	548
Amendments filed	589
Substituted for S. F. 694	599
Committee of the whole	599
Amendments lost	600
Amendment filed	600
Amendment filed	601
Amendments adopted	601
Passed Senate. Ayes 39, nays 10	601
Motion filed to reconsider vote	602
Motion to reconsider vote laid on table	602
Motion to reconsider vote laid on table prevailed	602
Explanation of vote	614
Explanation of vote	614
Senate refused to concur	742
Conference committee appointed.	822
639 By Iowa Development. A bill for an act relating to the filing of an annual report by the Iowa development commission.	
Committee report	240
Recommended passage	240
Committee report adopted	296
Re-referred to Iowa development.	296
Amendment filed	305
642 By Andersen. A bill for an act to authorize the creation of a capital improvements reserve fund by cities and towns.	
Received, passed on file	692
Referred to cities and towns	702
645 By Voorhees. A bill for an act to declare narcotics a public nuisance.	
Received, passed on file	851
Referred to judiciary	878

683 By Winkelman, Knight, Schroeder and Strand. A bill for an act to provide aid for historical purposes.	
Received, passed on file	109
Referred to Iowa development ..	178
Amendment filed	401
Committee report	434
Recommended amendment, passage	484
Committee amendment	484
Amendment filed	489
Amendment filed	513
Committee report adopted	623
Committee amendment withdrawn ..	623
Amendment withdrawn	623
Amendment adopted	623
Point of order raised	623
Passed Senate. Ayes 41, nays 12..	624
Signed by President	823
682 By Miller of Des Moines. A bill for an act relating to hunting safety education.	
Received, passed on file	595
Referred to conservation and recreation	603
683 By Schroeder. A bill for an act relating to motor vehicle reciprocity.	
Referred to conservation and recreation	601
687 By Shaw. A bill for an act relating to eminent domain.	
Received, passed on file	78
Referred to judiciary	78
Committee report	587
Recommended passage	587
Committee report adopted	662
Passed Senate. Ayes 46, nays none	662
Explanation of vote	703
Signed by President	823
694 By Iowa Development. A bill and an act relating to the powers and duties of the Iowa development commission.	
Received, passed on file	159
Referred to Iowa development ..	178
Committee report	240
Recommended passage	240
Committee report adopted	296
Re-referred to Iowa development.	296
719 By Klein, Millen, Miller of Des Moines, Grassley, Lipsky, Van Nostrand, Shepherd and Bailey. A bill for an act amending Iowa's consumer fraud law to prohibit referral selling, to grant immunity to certain defendants, and to eliminate certain notice provisions.	
Received, passed on file	1247
Referred to judiciary	1273
Committee report	1305
Recommended passage	1305
Committee report adopted	1333
Passed Senate. Ayes 51, nays none	1383
Explanation of vote	1434
Signed by President	1438
720 By Fischer of Grundy and Andersen. A bill for an act	

relating to the crimes of eavesdropping and wiretapping, prescribing penalties and rights of civil actions relating to eavesdropping and wiretapping offenses, and providing for the use of eavesdropping or wiretapping devices by certain law enforcement officers.	
Received, passed on file	370
Substituted for S. F. 1166	365
Made special order	365
Special order postponed	408
Amendment filed	416
Special order postponed	450
Amendments filed	459
Amendment filed	462
Special order	469
Motion withdrawn	472
Amendment filed	472
Amendments filed	473
Amendments adopted	473
Amendment filed	474
Amendment withdrawn	474
Amendments adopted	474
Amendments filed	479
Amendment filed	502
Amendment withdrawn	504
Amendments filed	504
Amendments lost	504
Amendments lost	505
Motion withdrawn	505
Amendment adopted	505
Point of order raised	506
Amendment filed	506
Amendment adopted	506
Amendment withdrawn	507
Amendments lost	507
Amendments lost	507
Amendments filed	508
Point of order raised	508
Amendments adopted	508
Amendments filed	514
Amendments filed	515
Amendment filed	516
Amendment adopted	518
Amendments adopted	519
Motion filed to reconsider vote ..	519
Motion to reconsider vote prevailed	519
Amendment withdrawn	519
Amendment filed	519
Amendments adopted	520
Point of order raised	520
Amendment filed	520
Amendment lost	521
Amendments lost	522
Motion filed to reconsider vote ..	522
Motion to reconsider vote failed ..	522
Amendments filed	523
Amendment adopted	523
Amendment adopted	524
Motion filed to reconsider vote ..	529
Motion to reconsider vote prevailed	529
Amendment withdrawn	529
Amendments filed	529
Amendments adopted	529
Motion filed to reconsider vote ..	529
Motion to reconsider vote prevailed	530
Amendment withdrawn	530
Passed Senate. Ayes 31, nays 27 ..	530
Motion filed to reconsider vote ..	530
Motion to reconsider vote laid on table	530

Motion to reconsider vote laid on table prevailed 531
Signed by President 859

737 By Judiciary. A bill for an act to legalize the hospital maintenance levy heretofore made in the county of Humboldt.

Received, passed on file 159
Referred to judiciary 178
Committee report 257
Recommended passage 258
Committee report adopted 297
Passed Senate. Ayes 57, nays none 297
Signed by President 408

743 By Bailey, Millen, Van Nostrand, Miller of Des Moines, Grassley, Klein, and Shepherd (Potgeter and Walsh). A bill for an act relating to the regulation of home solicitation sales.

Received, passed on file 851
Referred to commerce 878

759 By Commerce. A bill for an act relating to motor vehicle truck operator application filing fees.

Referred to commerce 57

760 By Commerce. A bill for an act relating to annual registration decal or sticker fees.

Referred to commerce 57
Committee report 288
Recommended amendment, passage 288
Committee amendment 288
Committee report adopted 363
Committee amendment adopted 363
Passed Senate. Ayes 57, nays 2 363
Signed by President 693

761 By Commerce. A bill for an act relating to bonded agricultural product warehouse fees.

Referred to commerce 57

762 By Commerce. A bill for an act relating to motor vehicle certificated carrier fees.

Referred to commerce 57
Committee report 288
Recommended passage 288
Committee report adopted 364
Failed to pass Senate. Ayes 7, nays 51 425

763 By Commerce. A bill for an act relating to motor vehicle truck operator fees.

Referred to commerce 57
Committee report 288
Recommended passage 288
Amendment filed 305
Re-referred to commerce 426

764 By Commerce. A bill for an act relating to liquid transport carrier application filing fees.

Referred to commerce 57
Committee report 288
Recommended passage 288
Amendment filed 417
Commerce report adopted 426

Point of order raised 426
Re-referred to commerce 426

767 By Transportation. A bill for an act relating to temporary restrictions on the weight and load of motor vehicles, and to provide penalties for violation of such temporary restrictions.

Received, passed on file 267
Referred to transportation 303
Committee report 943
Recommended passage 943
Amendment filed 978
Committee report adopted 1317
Amendment adopted 1317
Passed Senate. Ayes 55, nays 1 1318
Explanation of vote 1402
Signed by President 1495

780 By Conservation and Recreation. A bill for an act relating to damages caused by unlawful destruction taking, or possession of wildlife owned by the state of Iowa.

Received, passed on file 862
Referred to conservation and recreation 878

785 By State Government. A bill for an act relating to watchmakers and repairmen.

Committee report 129
Recommended passage 129
Committee report adopted 153
Passed Senate. Ayes 50, nays 5 153
Explanation of vote 161
Signed by President 230

788 By State Government. A bill for an act to establish a special employment security contingency fund consisting of interest and penalties collected on delinquent employment security contributions and reports.

Received, passed on file 204
Referred to state government 225
Committee report 534
Recommended passage 534
Committee report adopted 917
Amendment filed 917
Amendment adopted 917
Passed Senate. Ayes 39, nays 11 917
Signed by President 1048

803 By Agriculture. A bill for an act relating to the vending of foods and beverages.

Received, passed on file 471
Referred to agriculture 510
Committee report 631
Recommended passage 631
Amendment filed 1191
Re-referred to agriculture 1303

805 By Transportation. A bill for an act to authorize the state highway commission to pay all special assessments on land under its jurisdiction and to provide that such land be assessed in the same manner as private property.

Received, passed on file 76
Referred to transportation 78
Committee report 180

Recommended passage	130
Amendment filed	196
Committee report adopted	205
Amendment adopted	205
Passed Senate. Ayes 46, nays none	205
Senate insisted	321
Conference committee appointed	321
Conference committee report	450
Conference committee report adopted	480
Passed Senate. Ayes 47, nays none	481
Signed by President	693
807 By Transportation. A bill for an act relating to the emergency repair, restoration, or reconstruction of highways.	
Received, passed on file	77
Referred to transportation	114
Committee report	180
Recommended passage	181
Committee report adopted	206
Passed Senate. Ayes 41, nays 9	206
Signed by President	278
1064 By Stromer, Rodgers and Dougherty. A bill for an act relating to hunting from aircraft or snowmobiles.	
Received, passed on file	352
Referred to conservation and recreation	353
Committee report	939
Recommended passage	939
Committee report adopted	1229
Passed Senate. Ayes 46, nays none	1230
Signed by President	1303
1005 By Holden and Dougherty. A bill for an act relating to the operation of motor vehicles in cities and towns.	
Received, passed on file	407
Referred to transportation	413
Committee report	644
Recommended passage	644
Committee report adopted	1051
Passed Senate. Ayes 48, nays none	1051
Signed by President	1151
1007 By Holden and Dougherty (Nicholson). A bill for an act relating to municipal lighting districts.	
Received, passed on file	407
Substituted for S. F. 1021	488
Passed Senate. Ayes 46, nays none	488
Explanation of vote	510
Signed by President	560
1016 By Koch and Dougherty. A bill for an act relating to the transportation of agricultural and horticultural products and livestock.	
Received, passed on file	252
Referred to transportation	256
Committee report	435
Recommended passage	435
Committee report adopted	624
Passed Senate. Ayes 51, nays 1	624
Signed by President	828
1018 By Hanson of Howard-Mitchell, Rex and Dougherty.	

A bill for an act relating to fees collected on the county level of government.	
Received, passed on file	862
Referred to ways and means	878
Committee report	1084
Recommended passage	1084
Committee report adopted	1256
Passed Senate. Ayes 31, nays 17	1256
Signed by President	1407
1020 By Goode. A bill for an act pertaining to the nomination and election of members of the General Assembly	
Received, passed on file	204
Amendment filed	213
Referred to constitutional amendments and reapportionment	225
Committee report	238
Recommended amendment, passage	288
Committee report adopted	300
Passed Senate. Ayes 54, nays none	300
Explanation of vote	315
Signed by President	442
1022 By Judiciary. A bill for an act to revise the section establishing the Iowa highway safety patrol.	
Received, passed on file	62
Rule suspended	63
Placed on calendar	63
Amendment filed	69
Amendment lost	70
Passed Senate. Ayes 58, nays none	70
Motion filed to reconsider vote	113
Motion to reconsider vote withdrawn	172
Signed by President	230
1023 By Judiciary. A bill for an act relating to flashing lights on school buses.	
Received, passed on file	62
Rule suspended	63
Placed on calendar	63
Passed Senate. Ayes 58, nays none	71
Signed by President	108
1025 By Judiciary. A bill for an act relating to funds for manufacture of motor vehicle registration plates.	
Received, passed on file	62
Rule suspended	63
Placed on calendar	63
Passed Senate. Ayes 58, nays none	71
Signed by President	108
1026 By Judiciary. A bill for an act relating to a bank loan reference in the security interest statutes.	
Received, passed on file	62
Rule suspended	63
Placed on calendar	63
Passed Senate. Ayes 58, nays none	71
Signed by President	108
1027 By Judiciary. A bill for an act relating to the penalty for certain offenses in operation of motorcycles.	

Received, passed on file	62
Rule suspended	63
Placed on calendar	63
Passed Senate. Ayes 58, nays none	73
Signed by President	108
1028 By Judiciary. A bill for an act relating to crimes punishable by death.	
Received, passed on file	62
Rule suspended	63
Placed on calendar	63
Passed Senate. Ayes 52, nays none	140
Explanation of vote	145
Explanation of vote	161
Signed by President	230
1029 By Judiciary. A bill for an act to correct an error in enactment relating to boards of tax review.	
Received, passed on file	62
Rule suspended	63
Placed on calendar	63
Passed Senate. Ayes 56, nays none	73
Signed by President	108
1030 By Judiciary. A bill for an act to correct an erroneous reference in the chattel loan statutes.	
Received, passed on file	67
Passed Senate. Ayes 58, nays none	141
Explanation of vote	161
Signed by President	230
1031 By Judiciary. A bill for an act relating to salaries of conservation officers as amended.	
Received, passed on file	67
Passed Senate. Ayes 51, nays none	141
Explanation of vote	161
Signed by President	230
1032 By Judiciary. A bill for an act to clarify the basic science law.	
Received, passed on file	67
Amendment filed	132
Amendment adopted	142
Passed Senate. Ayes 52, nays none	142
Explanation of vote	161
Signed by President	230
1033 By Judiciary. A bill for an act relating to the publication of the Code.	
Received, passed on file	67
Passed Senate. Ayes 53, nays none	143
Explanation of vote	161
Signed by President	230
1035 By Judiciary. A bill for an act relating to the interest rate on joint municipal sewer bonds.	
Received, passed on file	63
Rule suspended	63
Placed on calendar	63
Placed on calendar under unfinished business	74
Passed Senate. Ayes 45, nays 12	112
Signed by President	230

1036 By Judiciary. A bill for an act to correct an erroneous reference in the medical assistance act of the Sixty-second General Assembly.	
Received, passed on file	63
Rule suspended	63
Placed on calendar	63
Passed Senate. Ayes 51, nays none	143
Explanation of vote	161
Signed by President	230
1037 By Judiciary. A bill for an act relating to the legislative members of the higher education facilities commission.	
Received, passed on file	63
Rule suspended	63
Placed on calendar	63
Passed Senate. Ayes 51, nays none	144
Explanation of vote	161
Signed by President	230
1040 By Corey. A bill for an act relating to the development and reconstruction of a historical site and making an appropriation therefor.	
Received, passed on file	986
Referred to appropriations	1031
Committee report	1102
Recommended passage	1102
Committee report adopted	1215
Passed Senate. Ayes 50, nays 5	1215
Signed by President	1308
1052 By Commerce. A bill for an act relating to the maximum rate of interest on general obligation bonds issued by school corporations.	
Received, passed on file	204
Referred to commerce	225
Committee report	392
Recommended amendment, passage	393
Committee amendment	398
Committee report adopted	491
Committee amendment adopted	491
Passed Senate. Ayes 43, nays 8	491
Motion filed to reconsider vote	492
Motion to reconsider vote laid on table	492
Motion to reconsider vote laid on table prevailed	492
Explanation of vote	501
Explanation of vote	510
Signed by President	693
1057 By Bergman, Graham, Freeman of Clay-Dickinson, Den Herder, Kruse, Van Drie, Fischer of Grundy, Strothman and Stokes. A bill for an act relating to property exempt from taxation.	
Received, passed on file	531
Referred to ways and means	550
Committee report	762
Recommended passage	762
Committee report adopted	1220
Passed Senate. Ayes 51, nays none	1220
Signed by President	1303
1060 By Koch, Nelson, Andersen, Peterson, Johnson of Audu-	

Don - Guthrie, Eugington, Schroeder, Graham, Dooley, Knoblauch, Bergman, Winkelman, Stokes, Doyle, Weichman, Den Herder, Kruse, Waugh and Crabb (DeKoster). A bill for an act providing an exemption from state income tax for active duty military service.

Received, passed on file 343
 Referred to ways and means ... 353
 Committee report 644
 Recommended passage 644
 Committee report adopted 790
 Passed Senate. Ayes 58, nays none 790
 Explanation of vote 811
 Signed by President 859

1062 By Battles. A bill for an act relating to the interest penalty for delinquent property tax payments.

Received, passed on file 252
 Referred to ways and means ... 256

1063 By Battles. A bill for an act relating to the rates of interest and interest penalty for the redemption of real property.

Received, passed on file 526
 Referred to county government . 550
 Committee report 734
 Recommended passage 734
 Re-referred to county government 1304

1070 By Commerce. A bill for an act relating to free passes for common carriers.

Received, passed on file 169
 Substituted for S. F. 1065 170
 Passed Senate. Ayes 59, nays none 170
 Signed by President 230

1081 By Alt, Tapscott, Huff, Franklin, Milligan, Kreamer, Jesse, Caffrey, Bennett, Renda, and Skinner. A bill for an act relating to waterworks employees group insurance.

Received, passed on file 800
 Referred to cities and towns ... 852
 Committee report 1057
 Recommended passage 1057
 Committee report adopted 1243
 Passed Senate. Ayes 52, nays none 1243
 Signed by President 1407

1082 By Alt, Tapscott, Huff, Franklin, Milligan, Kreamer, Jesse, Caffrey, Bennett, Renda, and Skinner. A bill for an act relating to coverage of waterworks employees group insurance.

Received, passed on file 800
 Referred to cities and towns ... 852
 Committee report 1058
 Recommended passage 1058
 Committee report adopted 1244
 Passed Senate. Ayes 52, nays none 1244
 Signed by President 1407

1088 By Gouge. A bill for an act relating to the term of office of the president of the state fair board.

Received, passed on file 471
 Referred to state government ... 510
 Committee report 644
 Recommended passage 644
 Committee report adopted 791
 Passed Senate. Ayes 58, nays none 791
 Signed by President 859

1093 By Lippold, Hansen of Black Hawk, Voorhees, Nolting, Wells, Lipsky and Ewell (Conklin). A bill for an act relating to joint planning commissions.

Received, passed on file 407
 Referred to cities and towns ... 413
 Committee report 1189
 Recommended passage 1189
 Committee report adopted 1326
 Passed Senate. Ayes 46, nays 1. 1326
 Explanation of vote 1402
 Signed by President 1428

1097 By Camp and Drake. A bill for an act relating to voter registration.

Received, passed on file 1067
 Amendment filed 1342
 Amendment filed 1344
 Substituted for S. F. 1304 1452
 Amendments withdrawn 1453
 Amendment filed 1453
 Amendment adopted 1454
 Amendment withdrawn 1454
 Amendments filed 1454
 Amendment lost 1455
 Passed Senate. Ayes 36, nays 22. 1455
 Motion filed to reconsider vote . 1456
 Motion to reconsider vote laid on table 1456
 Motion to reconsider vote laid on table prevailed 1456
 Signed by President 1495

1103 By Transportation. A bill for an act relating to the expenditure of funds deposited in the primary road fund.

Received, passed on file 268
 Referred to transportation 303
 Committee report 551
 Recommended passage 551
 Amendment filed 1016
 Committee report adopted 1037
 Point of order raised 1039
 Amendment adopted 1039
 Passed Senate. Ayes 53, nays 2. 1040
 Signed by President 1237

1111 By Constitutional Amendments and Reapportionment. A bill for an act relating to the composition of representative districts located within Clinton county.

Received, passed on file 352
 Referred to constitutional amendments and reapportionment .. 353
 Committee report 571
 Recommended passage 571
 Committee report adopted 654
 Passed Senate. Ayes 55, nays none 654
 Signed by President 823

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1118 By Grassley and O'Hearn. A bill for an act relating to secondary boycotts. Received, passed on file	939
Referred to human and industrial relations	963
1122 By Priebe. A bill for an act relating to construction of public highways and certain other installations across the right-of-way of a drainage or levee district. Received, passed on file	685
Referred to agriculture	702
Committee report	853
Recommended passage	853
Committee report adopted	963
Passed Senate. Ayes 45, nays none	954
Signed by President	1048
1133 By Hanson of Howard- Mitchell. A bill for an act to legalize and validate the pro- ceedings of the board of super- visors of Mitchell county, Iowa, authorizing and provid- ing for the issuance of county public hospital bonds and for the levy of taxes for the pay- ment of said bonds and declar- ing the bonds issued pursuant to said proceedings to be en- forceable obligations of said county. Received, passed on file	595
Referred to judiciary	603
Committee report	833
Recommended passage	834
Committee report adopted	1398
Amendment filed	1399
Amendment adopted	1399
Passed Senate. Ayes 32, nays 17.	1399
Signed by President	1495
1137 By Commerce. A bill for an act to provide for fair trade practices by motor vehicle franchisors. Received, passed on file	500
Amendment filed	516
Amendment filed	646
Amendment filed	685
Amendment filed	687
Substituted for S. F. 1207	748
Placed on calendar under unfin- ished business	748
Amendments filed	764
Amendment filed	784
Amendment filed	802
Amendment lost	802
Amendment adopted	802
Amendment filed	803
Amendments adopted	803
Amendment lost	803
Amendments adopted	804
Amendments adopted	805
Lines of amendment withdrawn ..	805
Amendments adopted	806
Amendment withdrawn	806
Lines of amendment withdrawn ..	806
Amendments lost	806
Amendment adopted	807
Amendments withdrawn	807
Amendment lost	807
Point of order raised	808
Amendments filed	808

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Amendment lost	808
Passed Senate. Ayes 53, nays 5 ..	809
Motion filed to reconsider vote ..	809
Motion to reconsider vote laid on table	809
Motion to reconsider vote laid on table prevailed	809
Correction by Secretary of Senate	829
Signed by President	912
1138 By Transportation. A bill for an act relating to limita- tions on the use of the primary highway fund in constructing and maintaining interstate bridges. Received, passed on file	391
Substituted for S. F. 1188	485
Passed Senate. Ayes 45, nays none	486
Explanation of vote	510
Signed by President	560
1140 By Van Roekel. A bill for an act to legalize and validate the proceedings of the city council of the city of Pella, Marion county, state of Iowa, in connection with the award of a contract for the furnish- ing of a 25,000 kilowatt ca- pacity steam turbine gener- ator to the municipal electric utility of said city. Received, passed on file	446
Referred to judiciary	476
Committee report	532
Recommended passage	532
Committee report adopted	583
Passed Senate. Ayes 45, nays none	583
Explanation of vote	614
Signed by President	693
1146 By Lipsky and Dunton. A bill for an act relating to a cash allowance paid to prison- ers upon discharge. Received, passed on file	851
Referred to social services	852
Committee report	1058
Recommended passage	1058
Committee report adopted	1254
Passed Senate. Ayes 43, nays none	1255
Signed by President	1303
1154 By County Government. A bill for an act relating to terms of office of certain coun- ty supervisors. Received, passed on file	471
Referred to county government ..	510
Committee report	603
Recommended passage	603
Committee report adopted	859
Passed Senate. Ayes 53, nays 2 ..	859
Motion filed to reconsider vote ..	860
Motion to reconsider vote laid on table	860
Motion to reconsider vote laid on table prevailed	860
Signed by President	912
1155 By County Government. A bill for an act relating to cer- tain expenditures by county boards of supervisors. Received, passed on file	428

Referred to county government ..	476
Committee report ..	724
Recommended passage ..	724
Amendment filed ..	869
Re-referred to county government ..	1304
1156 By Judiciary. A bill for an act relating to a revision of Iowa law governing divorce and marriage annulment.	
Received, passed on file ..	500
Referred to judiciary ..	510
Made special order ..	661
Committee report ..	666
Recommended amendment, passage ..	666
Committee amendment ..	666
Amendment filed ..	720
Amendments filed ..	721
Amendments filed ..	723
Special order ..	725
Committee of the whole ..	725
Point of order raised ..	725
Committee of the whole ..	727
Motion filed to reconsider vote ..	727
Point of order raised ..	727
Motion filed to reconsider vote ..	727
Motion to reconsider vote prevailed ..	728
Amendments adopted ..	729
Amendments adopted ..	730
Amendment lost ..	731
Amendments adopted ..	731
Amendments withdrawn ..	731
Amendments filed ..	731
Amendment lost ..	732
Committee amendment withdrawn ..	732
Passed Senate. Ayes 48, nays 9 ..	732
Motion filed to reconsider vote ..	732
Motion to reconsider vote laid on table ..	732
Motion to reconsider vote laid on table prevailed ..	732
Explanation of vote ..	756
Signed by President ..	912
1159 By Priebe and Christensen (McGill, Anderson, Schaben, Klink and Dodds). A bill for an act relating to indemnification for swine destroyed in eradication of hog cholera.	
Received, passed on file ..	863
Referred to agriculture ..	878
1161 By Grassley, Dunton, Cochran, Camp, Johnson of Audubon-Guthrie, Nielsen, Edgington, Peterson and Stromer. A bill for an act relating to the voting rights of county residents in annexation proceedings.	
Received, passed on file ..	900
Referred to county government ..	922
Committee report ..	965
Recommended passage ..	965
Committee report adopted ..	1216
Passed Senate. Ayes 55, nays none ..	1216
Signed by President ..	1303
1163 By Ewell. A bill for an act relating to the use of flashing signal lights and stop arms by school buses in cities and towns.	

Received, passed on file ..	900
Referred to transportation ..	922
Committee report ..	1166
Recommended passage ..	1166
Re-referred to transportation ..	1304
1169 By Van Drie, Fischer of Grundy, Huff, Tapscott, Christensen, and Kennedy of Dubuque. A bill for an act relating to the investment of funds of life insurance companies.	
Received, passed on file ..	584
Referred to commerce ..	603
Committee report ..	717
Recommended passage ..	717
Committee report adopted ..	1052
Passed Senate. Ayes 45, nays none ..	1052
Motion filed to reconsider vote ..	1083
Amendment filed ..	1145
Amendment filed ..	1169
Motion to reconsider vote prevailed ..	1202
Amendment withdrawn ..	1202
Amendment adopted ..	1202
Passed Senate. Ayes 57, nays none ..	1203
Signed by President ..	1407
1171 By Lawson (Curran). A bill for an act relating to the terms of office of the architectural examining board.	
Received, passed on file ..	852
Referred to state government ..	872
Committee report ..	966
Recommended passage ..	966
Committee report adopted ..	1216
Passed Senate. Ayes 52, nays none ..	1217
Signed by President ..	1303
1176 By State Government. A bill for an act relating to the Iowa public employees' retirement system, wages covered and the payment of benefits under such system.	
Received, passed on file ..	498
Substituted for S. F. 1217 ..	498
Amendment filed ..	516
Special order ..	528
Special order postponed ..	518
Amendment filed ..	534
Amendment filed ..	535
Special order ..	537
Amendment lost ..	538
Amendment filed ..	539
Amendments lost ..	539
Amendment lost ..	540
Amendment filed ..	540
Amendment adopted ..	540
Passed Senate. Ayes 56, nays none ..	540
Explanation of vote ..	541
Senate insisted ..	639
Conference committee appointed ..	640
Conference committee report ..	754
Conference committee report adopted ..	786
Passed Senate. Ayes 58, nays 1 ..	786
Signed by President ..	912
1179 By Schools. A bill for an act relating to the election of officers in school districts.	

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Received, passed on file	548
Referred to schools	550
1187 By Nielsen, Schroeder, Crabb, Van Roekel, Hanson of How- ard-Mitchell, Fisher of Greene, Edgington, Darrington, Mil- ler of Jones, Grassley, Cun- ningham, Logemann, Berg- man, Kennedy of Dubuque, Poncy, Graham, Johnson of Audubon-Guthrie, Stokes and Knight. A bill for an act re- lating to the administration of chemical tests for determin- ing intoxication.	1273
Received, passed on file	1273
Referred to law enforcement	1304
Committee report	1339
Recommended passage	1339
Committee report adopted	1384
Passed Senate. Ayes 49, nays 2	1384
Explanation of vote	1434
Signed by President	1438
1188 By Van Drie. A bill for an act relating to required eye safety equipment used in schools.	1180
Received, passed on file	1180
Referred to schools	1165
Committee report	1249
Recommended passage	1249
Committee report adopted	1327
Passed Senate. Ayes 44, nays none	1327
Explanation of vote	1402
Signed by President	1438
1190 By Menefee. A bill for an act to legalize and validate the proceedings of the board of di- rectors of the Oelwein Commu- nity School District, in the counties of Fayette and Bu- chanan, state of Iowa, author- izing and providing for the sale and issuance of school building bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said school dis- trict.	584
Received, passed on file	584
Referred to judiciary	608
Committee report	834
Recommended passage	834
Committee report adopted	1398
Passed Senate. Ayes 31, nays 17	1398
Signed by President	1438
1191 By Roorda. A bill for an act to legalize and validate the procedures followed by the Jasper county conservation board in contracting with the Cross Construction Company of Baxter, Iowa, for the con- struction of three toilets at the Jasper County Park known as Ashton Wildwood County Park.	500
Received, passed on file	500
Referred to judiciary	510
Committee report	532
Recommended passage	533

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Committee report adopted	562
Passed Senate. Ayes 51, nays 1	562
Signed by President	693
1192 By Waugh. A bill for an act relating to school reor- ganization.	800
Received, passed on file	800
Referred to schools	852
Committee report	924
Recommended passage	924
Committee report adopted	1062
Passed Senate. Ayes 59, nays none	1062
Signed by President	1151
1195 By Winkelman, Roorda, Shepherd, Lawson, Tleden and Shaw. A bill for an act to pro- vide for sales and use tax ex- emptions on expenditures for air and water pollution con- trol.	1092
Received, passed on file	1092
Referred to ways and means	1097
Committee report	1276
Recommended passage	1276
Re-referred to ways and means	1304
1197 By State Government. A bill for an act relating to vaca- tions for state employees.	498
Received, passed on file	498
Substituted for S. F. 471	498
Special order	518
Special order postponed	518
Amendment filed	525
Special order	541
Amendment lost	541
Amendment adopted	541
Passed Senate. Ayes 51, nays none	542
Motion filed to reconsider vote	549
Amendment filed	605
Motion to reconsider vote pre- valled	609
Motion filed to reconsider vote	609
Motion filed to reconsider vote prevailed	609
Amendment adopted	609
Amendment withdrawn	610
Passed Senate. Ayes 56, nays none	610
Senate insisted	715
Conference committee appointed	716
Conference committee report	1165
Conference committee report adopted	1193
Passed Senate. Ayes 54, nays none	1194
Signed by President	1303
1198 By Select Committee on En- vironmental Preservation. A bill for an act relating to the sale and use of fertilizers and pesticides, creating a fertilizer and pesticide review board and making an appropriation there- for.	629
Received, passed on file	629
Referred to special select commit- tee on environmental preserva- tion	629
Referred to appropriations	717
Committee report	718
Recommended amendment, pas- sage	718

Committee amendment	718
Committee report	854
Recommended passage	854
Amendment filed	925
Made special order	941
Amendment filed	945
Amendment filed	998
Special order postponed	1011
Amendment filed	1017
Special order	1020
Committee report adopted	1020
Committee amendment with- drawn	1020
Amendments lost	1021
Amendments adopted	1021
Amendment filed	1021
Amendments lost	1022
Amendment filed	1022
Committee amendment adopted	1022
Passed Senate. Ayes 57, nays 1	1022
Senate refused to concur	1352
Conference committee appointed	1377
Conference committee report	1400
Conference committee report adopted	1408
Passed Senate. Ayes 53, nays none	1409
Signed by President	1495
1203 By Alt. A bill for an act re- lating to maximum income for persons eligible for low-rent housing.	
Received, passed on file	1247
Referred to social services	1273
Committee report	1339
Recommended passage	1339
Committee report adopted	1385
Passed Senate. Ayes 52, nays 1	1385
Explanation of vote	1434
Signed by President	1438
1210 By Winkelman, Cochran, Mayberry, Graham and Tleden. A bill for an act relating to water safety regulations.	
Received, passed on file	900
Referred to conservation and rec- reation	922
1211 By Cities and Towns. A bill for an act relating to the height of buildings.	
Received, passed on file	622
Referred to cities and towns	630
Committee report	922
Recommended passage	922
Committee report adopted	1063
Passed Senate. Ayes 57, nays 1	1063
Signed by President	1151
1212 By Agriculture. A bill for an act relating to a new state agriculture building.	
Received, passed on file	1068
Referred to appropriations	1097
1216 By Kitner (Parker). A bill for an act relating to the li- censing of dogs and their im- munization against rabies.	
Received, passed on file	622
Substituted for S. F. 1192	649
Passed Senate. Ayes 53, nays none	649
Signed by President	823
1220 By Millen. A bill for an act relating to the regulation	

of surface mining, and making surface mines as well as un- derground mines subject to safety regulation by the de- partment of mines and min- erals.	
Received, passed on file	1236
Referred to human and industrial relations	1273
Committee report	1305
Recommended passage	1305
Committee report adopted	1383
Amendment filed	1394
Point of order raised	1394
Amendment adopted	1394
Passed Senate. Ayes 45, nays 5	1394
Explanation of vote	1434
Signed by President	1495
1222 By Ways and Means. A bill for an act relating to the sales and use tax on newsprint and ink and to exempt the sales, publishing, and printing of all newspapers therefrom.	
Received, passed on file	526
Referred to ways and means	550
Committee report	762
Recommended passage	762
Committee report adopted	828
Amendments filed	828
Amendment adopted	828
Amendment lost	828
Amendments filed	829
Correction by Sec. of Senate	829
Amendment adopted	850
Amendment lost	850
Failed to pass Senate. Ayes 27, nays 25	850
Motion filed to reconsider vote	852
Explanation of vote	853
Amendment filed	881
Objection filed	909
Motion to reconsider vote pre- valled	910
Amendment withdrawn	910
Motion filed to reconsider vote	910
Motion to reconsider vote pre- valled	910
Amendment lost	911
Passed Senate. Ayes 36, nays 19	911
Explanation of vote	922
Signed by President	952
1229 By County Government. A bill for an act relating to fees for filing hospital liens.	
Received, passed on file	665
Substituted for S. F. 1255	1217
Passed Senate. Ayes 51, nays none	1218
Signed by President	1303
1232 By Conservation and Recre- ation. A bill for an act discon- tinuing the refund of tax on motor fuel used in watercraft, and allocating such moneys to the state conservation fund, and providing for a legislative service bureau study relative thereto.	
Received, passed on file	984
Amendment filed	1018
Amendments filed	1026
Rule suspended	1262
Substituted for S. F. 1190	1262

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Amendment adopted	1263
Amendment withdrawn	1263
Amendment lbt	1264
Amendment adopted	1264
Passed Senate. Ayes 35, nays 17 ..	1264
Senate concurred	1251
Passed Senate. Ayes 46, nays 7 ..	1251
Explanation of vote	1402
Signed by President	1438

1233 By Crabb, Priebe, Van Drie, Winkelman, Knoblauch, Edgington, Cochran, Johnson of Audubon - Guthrie, Camp, Strothman, Duitscher, Graham, and Gannon. A bill for an act to provide for an Iowa Beef Council, and to impose an excise tax on sales of beef cattle and veal calves for slaughter.

Received, passed on file	939
Referred to ways and means	963
Committee report	1084
Recommended amendment, passage	1084
Committee amendment	1084
Re-referred to ways and means ..	1304
Committee report	1463
Recommended amendment passage	1463
Committee report adopted	1476
Committee amendment adopted ..	1476
Amendment adopted	1476
Amendment filed	1476
Amendments adopted	1478
Amendment lost	1479
Amendments filed	1479
Amendments adopted	1479
Amendments adopted	1480
Motion filed to reconsider vote ..	1480
Motion to reconsider vote failed ..	1480
Motion filed to reconsider vote ..	1480
Motion to reconsider vote failed ..	1480
Amendment filed	1480
Point of order raised	1480
Amendment lost	1480
Passed Senate. Ayes 45, nays 14 ..	1480
Signed by President	1495

1241 By Roorda, Alt, Sorg, Radl, Cochran, Waugh, Van Drie, Winkelman, O'Hearn, and Welten. A bill for an act to establish a limit on property tax levies for county school systems.

Received, passed on file	986
Referred to ways and means	1031
Committee report	1463
Recommended amendment, passage	1463
Committee amendment	1463
Amendments filed	1482
Amendment filed	1482
Amendment filed	1492

1243 By Social Services. A bill for and act relating to the definition, licensing, inspection, and regulation of health care facilities, and providing for adoption of rules, enforcement procedures, and penalties.

Received, passed on file	701
Substituted for S. F. 1253	717

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Made special order	717
Amendment filed	784
Special order	786
Point of order raised	786
Referred to appropriations	786
Amendments filed	815
Committee report	965
Recommended passage	965
Amendment filed	1018
Made special order	1074
Special order	1092
Committee report adopted	1092
Amendments adopted	1094
Amendment withdrawn	1094
Amendments filed	1095
Amendment adopted	1095
Amendments withdrawn	1095
Passed Senate. Ayes 37, nays 21 ..	1096
Signed by President	1407

1251 By Human and Industrial Relations. A bill for an act relating to child labor.

Received, passed on file	614
Referred to human and industrial relations	630
Amendment filed	854
Committee report	850
Recommended amendment, passage	880
Committee amendment	880
Made special order	885
Amendment filed	906
Amendment filed	906
Special order	921
Committee report adopted	921
Amendment filed	921
Amendment adopted	921
Committee amendment adopted ..	921
Amendment lost	922
Amendment adopted	922
Amendment filed	922
Amendments filed	924
Amendments adopted	924
Amendments lost	924
Amendments adopted	925
Amendment lost	925
Amendments filed	925
Amendments filed	940
Amendments adopted	940
Amendments withdrawn	940
Amendment filed	941
Amendments adopted	941
Placed on calendar under unfinished business	941
Amendments filed	945
Point of order raised	947
Amendment lost	948
Amendment adopted	948
Motion filed to reconsider vote ..	948
Motion to reconsider vote prevailed	948
Amendment lost	949
Amendments filed	949
Amendment adopted	949
Amendment filed	950
Amendments adopted	950
Motion filed to reconsider vote ..	950
Motion to reconsider vote failed ..	950
Passed Senate. Ayes 56, nays none	951
Motion filed to reconsider vote ..	951
Motion to reconsider vote laid on table	951

Motion to reconsider vote laid on table prevailed	951
Senate insisted	1029
Conference committee appointed	1029
Conference committee report	1188
Conference committee report adopted	1210
Passed Senate. Ayes 57, nays none	1211
Signed by President	1438
1253 By Warren. A bill for an act relating to recording instruments of homestead ownership.	
Received, passed on file	989
Referred to judiciary	988
Committee report	1032
Recommended amendment, passage	1032
Committee amendment	1032
Amendment filed	1059
Committee report adopted	1240
Amendment adopted	1240
Committee amendment adopted	1240
Passed Senate. Ayes 55, nays none	1240
Signed by President	1407
1254 By Social Services. A bill for an act relating to the rule-making authority of the state Department of Health.	
Received, passed on file	722
Referred to judiciary	722
1257 By Huff, Miller of Jones and Priebe. A bill for an act relating to claims against the state.	
Received, passed on file	1247
Referred to judiciary	1272
Committee report	1265
Recommended passage	1265
Committee report adopted	1264
Passed Senate. Ayes 52, nays none	1284
Explanation of vote	1424
Signed by President	1428
1268 By Ways and Means. A bill for an act relating to taxation of mobile homes, providing for allocation of the proceeds of such tax, and requiring that manufacturers and dealers notify the county treasurer of the sale and delivery of a mobile home.	
Received, passed on file	692
Referred to ways and means	702
Committee report	966
Recommended amendment, passage	966
Committee amendment	966
Committee report adopted	1041
Committee amendment withdrawn	1041
Amendments filed	1041
Amendment adopted	1041
Amendment lost	1041
Amendments adopted	1042
Amendment filed	1042
Passed Senate. Ayes 42, nays 14	1042
Motion filed to reconsider vote	1042
Motion to reconsider vote laid on table	1042

Motion to reconsider vote laid on table prevailed	1942
Signed by President	1262
1275 By Priebe, Logue, Walter, Miller of Marshall, Hansen of Black Hawk, Cochran, Tieden, Christensen, Camp, Shaw, Duitscher, Middlewart, McCormick, Radl, Skinner and Miller of Des Moines. A bill for an act relating to deposits of public funds in banks.	
Received, passed on file	1129
Referred to county government	1165
Committee report	1129
Recommended passage	1129
Amendment filed	1272
Amendment filed	1279
Committee report adopted	1281
Amendments adopted	1281
Passed Senate. Ayes 50, nays none	1281
Motion filed to reconsider vote	1296
Motion to reconsider vote prevailed	1296
Amendment filed	1297
Amendment adopted	1297
Passed Senate. Ayes 56, nays none	1297
Signed by President	1495
1277 By Law Enforcement. A bill for an act relating to motor vehicles approaching and entering intersections.	
Received, passed on file	622
Referred to law enforcement	620
Committee report	224
Recommended passage	224
Committee report adopted	223
Passed Senate. Ayes 35, nays 1	223
Signed by President	1942
1278 By Radl. A bill for an act to legalize and validate the proceedings of the board of directors of the Mount Vernon Community School District in the counties of Linn, Jones, and Johnson, state of Iowa, in connection with the purchase under a real estate installment purchase contract of certain real estate by said board of directors from Grace E. West and Gail West Hull and declaring the validity of said contract and that said contract shall constitute a valid and binding obligation of said school district.	
Received, passed on file	999
Referred to judiciary	972
Committee report	1622
Recommended passage	1622
Committee report adopted	1241
Passed Senate. Ayes 50, nays 2	1241
Signed by President	1497
1279 By Tieden, Lippold and Hansen of Black Hawk (Conklin and Parker). A bill for an act to authorize student teaching and to establish the status and authority of student teachers.	

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Received, passed on file	1292
Referred to schools	1304
Amendment filed	1307
Committee report	1329
Recommended passage	1329
Amendment filed	1344
Committee report adopted	1326
Amendment withdrawn	1326
Amendment adopted	1326
Amendment filed	1322
Amendment adopted	1322
Passed Senate. Ayes 41, nays none	1292
Explanation of vote	1434
Signed by President	1495

1283 By Social Services. A bill for an act establishing a state board of residential care standards, providing for selection of members thereof, and prescribing their powers and duties.

Received, passed on file	1094
Referred to social services	1120
Committee report	1276
Recommended passage	1276
Re-referred to social services	1304
Referred to state government	1377

1294 By Ways and Means. A bill for an act relating to the taxation of financial institutions.

Received, passed on file	701
Referred to ways and means	702
Committee report	719
Recommended passage	719
Amendment filed	740
Amendments filed	769
Amendment filed	784
Amendment filed	815
Made special order	867
Amendment filed	870
Special order	883
Committee report adopted	883
Amendment filed	883
Amendments filed	884
Amendments adopted	884
Amendments withdrawn	884
Amendments filed	886
Amendments withdrawn	886
Amendments lost	886
Motion filed to reconsider vote	886
Motion to reconsider vote failed	886
Amendments filed	887
Amendment adopted	887
Amendments lost	887
Passed Senate. Ayes 48, nays 3	888
Explanation of vote	902
Explanation of vote	902
Senate insisted	1195
Conference committee appointed	1195
Conference committee report	1333
Conference committee report adopted	1293
Passed Senate. Ayes 51, nays none	1293
Explanation of vote	1434
Signed by President	1495

1305 By Cities and Towns. A bill for an act relating to the issuance of bonds for dock purposes.

Received, passed on file	800
Referred to cities and towns	852
Committee report	923

H. R.	Page
Recommended passage	923
Committee report adopted	1068
Amendment filed	1068
Amendment adopted	1068
Passed Senate. Ayes 54, nays none	1068
Motion filed to reconsider vote	1078
Motion to reconsider vote prevailed	1078
Motion filed to reconsider vote	1078
Motion to reconsider prevailed	1078
Amendment withdrawn	1078
Passed Senate. Ayes 44, nays none	1078
Explanation of vote	1101
Signed by President	1151

1306 By Cities and Towns. A bill for an act relating to the granting of easements by a municipality in connection with a project constructed, purchased, received by gift or lease under the provisions of chapter 419 of the Code.

Received, passed on file	801
Referred to cities and towns	852
Committee report	923
Recommended passage	923
Committee report adopted	1077
Passed Senate. Ayes 46, nays none	1077
Explanation of vote	1101
Signed by President	1151

1307 By Judiciary. A bill for an act to legalize and validate the proceedings of the board of directors of the Henderson Consolidated School District, in the county of Mills, state of Iowa, confirming and authorizing the sale of certain real property.

Received, passed on file	801
Referred to judiciary	878
Committee report	1032
Recommended passage	1032
Committee report adopted	1242
Passed Senate. Ayes 55, nays none	1242
Signed by President	1407

1309 By Schools. A bill for an act relating to required secondary school curriculum.

Received, passed on file	939
Referred to schools	963
Committee report	1058
Recommended amendment, passage	1058
Committee amendment	1058
Committee report adopted	1255
Committee amendment adopted	1255
Passed Senate. Ayes 40, nays 6	1255
Signed by President	1407

1310 By Judiciary. A bill for an act relating to stockholders' meetings for certain corporations.

Received, passed on file	801
Referred to judiciary	852
Committee report	1102
Recommended passage	1102
Committee report adopted	1257
Passed Senate. Ayes 53, nays none	1258
Signed by President	1303

1311 By Conservation and Recreation. A bill for an act relating to the power of the Conservation Commission to exercise jurisdiction over lands to be used for park purposes.	
Received, passed on file	711
Referred to Iowa development	717
Committee report	989
Recommended amendment, passage	989
Committee amendment	989
Amendment filed	1146
Committee report adopted	1230
Committee amendment withdrawn	1230
Amendment adopted	1230
Placed on calendar under unfinished business	1230
1314 By County Government. A bill for an act to legalize payment made for foster home care in Woodbury county.	
Received, passed on file	921
Referred to judiciary	922
Committee report	1032
Recommended passage	1033
Committee report adopted	1112
Passed Senate. Ayes 44, nays none	1113
Signed by President	1237
1315 By County Government. A bill for an act to legalize payment made for foster home care in Pottawattamie county.	
Received, passed on file	900
Referred to county government	922
Committee report	965
Recommended passage	965
Committee report adopted	1112
Passed Senate. Ayes 36, nays none	1112
Signed by President	1237
1322 By Ways and Means. A bill for an act relating to the issuance of public warrants to cover deficiencies in a public fund.	
Received, passed on file	900
Referred to ways and means	922
Committee report	1084
Recommended passage	1084
Committee report adopted	1309
Amendment filed	1309
Amendment adopted	1309
Passed Senate. Ayes 53, nays 1	1309
Explanation of vote	1402
Signed by President	1495
1324 By Cities and Towns. A bill for an act relating to authorizing an election for the city of Dayton, Iowa, on the proposition of continuing the management and control of certain municipal utilities in the boards of trustees.	
Received, passed on file	900
Referred to cities and towns	922
Committee report	1058
Recommended passage	1058
Amendment filed	1086
Amendment filed	1104
Re-referred to cities and towns.	1304

1325 By Conservation and Recreation. A bill for an act relating to members of the County Conservation Board.	
Received, passed on file	1094
Referred to conservation and recreation	1120
Committee report	1434
Recommended passage	1434
Committee report adopted	1443
Passed Senate. Ayes 42, nays 1	1443
Signed by President	1495
1329 By Law Enforcement. A bill for an act to prohibit false reports and information regarding crimes and accidents.	
Received, passed on file	1003
Referred to law enforcement	1031
Committee report	1131
Recommended amendment, passage	1131
Committee amendment	1131
Committee report adopted	1358
Committee amendment adopted	1258
Passed Senate. Ayes 54, nays none	1259
Signed by President	1407
1330 By Appropriations. A bill for an act relating to the construction of an administration building for the State Highway Commission.	
Received, passed on file	1003
Referred to appropriations	1031
Committee report	1102
Recommended passage	1102
Committee report adopted	1212
Passed Senate. Ayes 53, nays none	1212
Signed by President	1303
1332 By County Government. A bill for an act relating to exemption from taxation of property of levee and drainage districts.	
Received, passed on file	1003
Referred to county government	1031
Committee report	1189
Recommended passage	1189
Substituted for S. F. 1288	1223
Committee report adopted	1223
Passed Senate. Ayes 47, nays none	1223
Signed by President	1303
1333 By Commerce. A bill for an act relating to the sale of mobile homes, travel trailers, and camping trailers.	
Received, passed on file	1130
Referred to commerce	1163
Amendment filed	1253
1334 By Ways and Means. A bill for an act relating to computation of interest and penalties on income tax.	
Received, passed on file	921
Referred to ways and means	922
Committee report	1084
Recommended passage	1084
Committee report adopted	1301
Passed Senate. Ayes 49, nays none	1301
Signed by President	1407

1336 By Select Committee on Environmental Preservation. A bill for an act relating to establishment and administration of conservancy districts. Received, passed on file1094
 Referred to special select committee on environmental preservation1165

1338 By Schools. A bill for an act relating to school standards. Received, passed on file 987
 Substituted for S. F. 12991074
 Made special order1074
 Special order postponed1096
 Amendment filed1104
 Amendment filed1105
 Special order1107
 Amendment withdrawn1107
 Amendment lost1108
 Point of order raised1108
 Amendments filed1108
 Amendments adopted1108
 Amendment adopted1109
 Motion filed to reconsider vote ..1109
 Motion to reconsider vote failed ..1109
 Passed Senate. Ayes 45, nays 12 ..1109
 Motion filed to reconsider vote ..1109
 Motion to reconsider vote laid on table1109
 Motion to reconsider vote laid on table prevailed1110
 Signed by President1308

1339 By Iowa Development. A bill for an act creating the American Revolution Bicentennial Commission, prescribing its powers and duties, authorizing the expenditure of all funds donated to the commission, and making an appropriation. Received, passed on file1330
 Referred to appropriations1375
 Committee report1424
 Recommended passage1424
 Committee report adopted1444
 Passed Senate. Ayes 50, nays none1444
 Signed by President1495

1341 By Conservation and Recreation. A bill for an act to create a scenic rivers system in this state. Received, passed on file1430
 Referred to conservation and recreation1442
 Committee report1462
 Recommended amendment, passage1462
 Committee report adopted1469
 Amendments filed1469
 Amendment adopted1469
 Motion to table1469
 Tabled1469
 Motion to lift from table1469
 Motion to lift from table prevailed1469
 Amendment adopted1470
 Passed Senate. Ayes 38, nays 20 ..1470
 Motion filed to reconsider vote ..1470

Motion to reconsider vote laid on table1470
 Motion to reconsider vote laid on table prevailed1471
 Signed by President1495

1346 By Social Services. A bill for an act relating to the furnishing of medical care and services to individuals and families whose income and resources are insufficient to meet the cost of necessary medical care and services. Received, passed on file1180
 Referred to social services1226
 Committee report1339
 Recommended passage1340
 Committee report adopted1386
 Amendment filed1386
 Point of order raised1395
 Amendments filed1396
 Amendment adopted1396
 Amendments lost1396
 Motion filed to reconsider vote ..1396
 Motion to reconsider vote failed..1396
 Placed on calendar under unfinished business1396
 Passed Senate. Ayes 46, nays 4 ..1405
 Signed by President1495

1352 By Ways and Means. A bill for an act relating to deductions from net income. Received, passed on file1048
 Referred to ways and means1054

1356 By Judiciary. A bill for an act to legalize and validate the use of a bridge acquired by the Marion county board of supervisors from the Norfolk and Western Railway Company as part of the secondary road system in that county. Received, passed on file1205
 Substituted for S. F. 1305.....1233
 Passed Senate. Ayes 57, nays none1233
 Signed by President1303

1357 By Appropriations. A bill for an act to appropriate funds from the primary road fund to the state highway commission for payment of claims arising out of activities of the state highway commission. Received, passed on file1152
 Referred to appropriations1226
 Committee report1248
 Recommended passage1249
 Committee report adopted1349
 Passed Senate. Ayes 48, nays 2 ..1349
 Explanation of vote1402
 Signed by President1438

1358 By Appropriations. A bill for an act making an appropriation to the state highway commission from the primary road fund for the purpose of making payments for expenses incurred in administering the merit system. Received, passed on file1247
 Referred to appropriations1273
 Committee report1305

Recommended passage	1305
Amendment filed	1344
Committee report adopted	1368
Point of order raised	1368
Passed Senate. Ayes 50, nays 2 ..	1369
Explanation of vote	1402
Signed by President	1438
1359 By Schools. A bill for an act to provide flexibility in the selection of position titles for members of the professional staff of the superintendent of public instruction.	
Received, passed on file	1273
Referred to schools	1304
Committee report	1339
Recommended passage	1339
Amendment filed	1345
Committee report adopted	1405
Amendment withdrawn	1405
Passed Senate. Ayes 46, nays 11 ..	1405
Signed by President	1495
1363 By Schools. A bill for an act relating to collection of fees from students at area schools.	
Received, passed on file	1430
1364 By Appropriations. A bill for an act to make appropriations to the appointive members of the capitol planning commission for per diem compensation for services rendered.	
Received, referred to appropriations	1303
Committee report	1338
Recommended passage	1339
Passed Senate. Ayes 48, nays none	1366
Explanation of vote	1402
Signed by President	1438
1365 By Appropriations. A bill for an act making an appropriation for use in employing personnel and other expenses for inspection of mois-	

ture-measuring devices. Received, referred to appropriations	1303
Committee report	1339
Recommended passage	1339
Committee report adopted	1367
Passed Senate. Ayes 35, nays 15 ..	1367
Motion filed to reconsider vote ..	1367
Motion to reconsider vote laid on table	1367
Motion to reconsider vote laid on table prevailed	1368
Explanation of vote	1402
Signed by President	1438
1366 By Appropriations. A bill for an act to make appropriations to certain counties and named persons in settlement of claims made against the state of Iowa.	
Received passed on file	1430
Amendment filed	1434
Referred to appropriations	1442
Committee report	1462
Recommended passage	1462
Amendment withdrawn	1463
Amendments filed	1463
Amendment adopted	1464
Amendment adopted	1464
Passed Senate. Ayes 55, nays 1 ..	1464
Motion filed to reconsider vote ..	1484
Motion to reconsider vote prevailed	1484
Motion filed to reconsider vote ..	1484
Motion to reconsider vote prevailed	1484
Amendments withdrawn	1484
Amendment filed	1485
Amendment adopted	1485
Passed Senate. Ayes 53, nays none	1485
Signed by President	1495
1367 By McCartney and Gannon. A bill for an act relating to motor vehicle fees.	
Received, passed on file	1465
Passed Senate. Ayes 55, nays 1 ..	1465
Signed by President	1495

SENATE CONCURRENT RESOLUTIONS

RELATING TO—

33—Recall S. F. 295 from Governor for reconstruction	306
34—Appoint commission to study legislation providing that public employees can bargain collectively, etc., report findings and recommendations to the General Assembly and Governor, January 15, 1970	306
37—That President Nixon reconsider, in his 1970 budget, the proposed severe reduction of agricultural conservation funds and other conservation programs and that they be reinstated at a realistic level, etc.	54
101—Journals, bills and binders to be furnished free to county auditors	7
102—Senate and House journals and bills be mailed to Senators Jack Miller and Harold E. Hughes, Congressmen Fred Schwengel, John C. Culver, H. R. Gross, John Kyl, Neal Smith, Wiley Mayne, William J. Scherle and the council of state governments at Lexington, Kentucky and Chicago, Illinois	57, 63
103—That this legislature withdraws the application to Congress to call a convention for proposing an amendment to the United States Constitution regarding reapportionment under S. C. R. 13 as passed by the 63rd General Assembly, 1st session, 1969 and consider S. C. R. 13 null and void	113, 178
104—Executive council requested not to approve purchase of land for a western Iowa university	315, 318
105—Conduct study of state and local retirement systems and benefits available to public employees of Iowa, report findings and bills to 64th General Assembly, 1st session	331
106—Conduct study of the penal and correctional system in Iowa, report findings and bills to 64th General Assembly, 1st session	354, 570, 1181, 1272
107—That the director of revenue extend to farmers the privilege of filing a final 1969 Iowa income tax return in lieu of a declaration of estimated tax, on or before March 1, 1970	372, 464
108—Committee to review all printing required by law, determine need, quantity, etc., report findings to budget and financial control committee	475, 1176
109—Reapportionment of the legislature	549, 550, 750
110—Liquor commission urged to revise rules, etc., so that wine and brandy may be ordered in less than full case lots.	569, 606
111—That the President of the Senate and Speaker of the House be presented with the chairs occupied by them during the 63rd General Assembly	630, 1193
112—Urge department of public instruction adopt reasonable rules to provide education within the financial means of the taxpayers	755, 782, 815
113—Request Congress implement that part of the study report published in April, 1969 dealing with welfare programs, Iowa then advance as to local school costs	781, 1484
114—Request Governor to proclaim first week in June of each year as Iowa anti-litter week	782
115—Request university extension service at I. S. U. of science and technology coordinate planning and implementation of public educational and community action anti-litter programs of public agencies and other organizations, etc.	809
116—That the joint rules of the General Assembly be suspended and H. F. 633 reconsidered	810, 816, 822

117—Conduct study of nursing, custodial, adult foster, and boarding homes and other such institutions, etc. which provide care and treatment to aged, ill, and infirm persons, report findings, etc. to legislative council	878
118—Conduct study of the relationship between the department of health and social services, report findings, etc. to legislative council..	879
119—Conduct study of the local tax structure and recommend reform measures to effectively reduce emphasis on property taxes, report findings, etc. to legislative council and 64th General Assembly ...	963, 1030, 1035, 1036, 1143, 1227, 1235, 1237-1240
120—That the ad hoc committee created by the budget and financial control committee and the Governor be commended for reviewing the states budgetary procedures with implemented recommendations and innovations, urged to continue its study and make periodical reports of progress, etc.	1012
121—Extend heartfelt congratulations to the Davenport Blue Devils in becoming the boys state high school class AA basketball champions	1013, 1019
122—Extend heartfelt congratulations to the Paulina Panthers in becoming the boys state high school class A basketball champions....	1014, 1020
123—Extend congratulations to coach Harold Nichols and the L.S.U. wrestling team in winning the NCAA wrestling tournament	1098, 1104, 1107
124—That the department of public instruction publish a pamphlet explaining its various rules and their application to the public schools	1098
125—Adjournment, Friday, April 10, 1970 at five o'clock p.m....	1143, 1360, 1493
126—Amend S. C. R. 38 adopted 1st session, 63rd General Assembly; change 1969 to 1970 and 1970 to 1971	1164, 1193
127—Conduct study and determine the exact amount of funds available to highway commission, manner of expending and allocating, and report findings and recommendations to legislative council and 64th General Assembly	1164
128—That the 63rd General Assembly urge football games be scheduled between U. of I. and I.S.U.	1247, 1469
129—Members of 63rd General Assembly express appreciation for the success of the Rubella immunization program	1274, 1305, 1411-1412
130—That the 63rd General Assembly go on record as favoring a twelve month school year and encourage the department of public instruction to support this resolution	1337
131—That the General Assembly urge the United Nations to intercede on behalf of American prisoners in North Vietnam as provided in the Geneva Convention	1338
132—That the legislature specifically indicate its approval of the moratorium on rules and regulations regarding board of public instruction as called for by Governor Robert D. Ray and to also seek economies in operation of schools, etc.	1375, 1403
133—Provide methods whereby the recommendations of the Governor's economy committee may be prepared for consideration by the 64th General Assembly	1376
134—Commend radio station WQI for providing an excellent public service	1430, 1443
135—That all resolutions calling for interim studies not adopted in both houses be delivered to the President pro tempore and Speaker of the House and the legislative council determine priorities, etc ..	1451

SENATE RESOLUTIONS

RELATING TO—

101—Extend sincere condolences to Fred, Fritz and Judy Goreham in the loss of their wife and mother, Helen Goreham, bill room clerk in the Senate	509, 517
102—That a private audit be made as to the present status of the state treasury and reported to 2nd session of the 63rd General Assembly	549, 572
103—That Frank Nye, legislative reporter of the Cedar Rapids Gazette, be admirably commended for his impartial reporting of the news of the General Assembly	585
104—Extend congratulations to Senator Quentin V. Anderson and Mrs. Rita Anderson on the birth of their daughter, Cherri Lea Anderson	1097, 1110
105—Senate reaffirms the wisdom of not approving legalizing acts under certain circumstances and encourages future members to do likewise	1273, 1305, 1409-1410, 1456
106—That the 63rd General Assembly urges that football games be scheduled during the 1971-72 football season between U. of I. and I.S.U.	1473, 1475

HOUSE CONCURRENT RESOLUTIONS

RELATING TO—

15—I.S.U. of science and technology conduct research to determine whether and to what extent pollution hazards exist from use of agricultural chemicals in Iowa, report January 1, 1970	56
28—Committee to conduct, during 1969 interim, study as to the feasibility of adopting a tax based on income in lieu of any or all of the provisions contained in H. F. 686 of the 62nd General Assembly.	56
35—Committee established to conduct study of mobile home and park statutes, rules and regulations relating thereto, etc.	56
40—Conduct study, during interim, to determine fair share which banks, savings and loan associations, etc., should be required to contribute to the revenues of the state and how collected, report findings	56
41—Conduct study, during interim, of the department of agriculture, etc, providing for an efficient organizational structure, report findings	303
101—Joint convention January 12, 1970, 1:30 p.m., state-of-the-state message	5
102—Not messaged to Senate.	
103—Not messaged to Senate.	
104—Commend the members of the 2nd battalion (mechanized) of the 133rd infantry, Iowa army national guard.	189, 197
105—Not messaged to Senate.	
106—Conduct study of employment practices of the department of public instruction, public safety, employment security commission, highway department and board of regents; recommendations made to 64th General Assembly, 1st session	342
107—Executive council requested not to approve purchase of land for a western Iowa university	314, 318, 332, 340, 341, 353, 366, 370, 371, 372, 390, 414
108—Extend to the Honorable Guy M. Gillette warmest wishes for a happy birthday, and express gratitude for his untiring efforts as a statesman for the people of Iowa	313

distinguishing pesticides.	496
110—Not messaged to Senate.	
111—That the General Assembly express appreciation of the service of the late Honorable Ben Jensen and sympathy to the members of his family	426
112—Conduct study of all administrative activities of the departments of health and agriculture, recommending reorganization, etc. to General Assembly	331, 362
113—Not messaged to Senate.	
114—Not messaged to Senate.	
115—Not messaged to Senate.	
116—Extend to the Drake University basketball team full support and backing in the NCAA regional tournament and commend the team for their outstanding season.	746
117—Extend to the U. of I. basketball team full support and backing in the NCAA regional tournament and commend the team for their outstanding season.	746
118—Conduct study of feasibility of establishing a home or homes for handicapped, report findings, etc. to 64th General Assembly	832, 852, 1052, 1204
119—Not messaged to Senate.	
120—Not messaged to Senate.	
121—Not messaged to Senate.	
122—Conduct study of drug abuse and related matters, report findings and recommendations to legislative council	942, 962, 1443
123—That the ad hoc committee created by the budget and financial control committee and the Governor, be commended for reviewing the states budgetary procedures with implemented recommendations and innovations, urged to continue its study and make periodical reports of progress, etc	1225, 1442
124—That the General Assembly consider transmission of refuse and garbage across county lines to be an improper act by cities and their governing bodies.	1375
125—Not messaged to Senate.	
126—Not messaged to Senate.	
127—Conduct a study of the penal and correctional system in Iowa, report to legislative council and 64th General Assembly	1093
128—Joint convention, Governor Robert D. Ray invited to deliver a special message, March 25, 1970 at 11:00 a.m.	1040
129—Not messaged to Senate.	
130—Not messaged to Senate.	
131—Not messaged to Senate.	
132—That the state comptroller, treasurer, and attorney general analyze Iowa statutes relating to use of anticipatory warrants, etc., report to 64th General Assembly	1208, 1457
133—Conduct study relating to feasibility of establishing a department of transportation encompassing the administration and regulation of motor vehicle, railway, air, and water transportation, etc., report to the 64th General Assembly	1209
134—Not messaged to Senate.	
135—Urge General Assembly of the U. N., the secretary general of the U. N., Congress, and the President of the U. S. undertake a determined effort to seek compliance by the government of North	

Vietnam in honoring the provisions of the Geneva Convention1268, 1378, 1435-1437

- 136—Conduct study and determine the exact amount of funds available to the highway commission, manner of expending and allocating, and report to legislative council and 64th General Assembly1269, 1437
- 137—Not messaged to Senate.
- 138—That the chief clerk of the House and the secretary of Senate prepare a certificate of service for each page commending them for their excellent performance of the tasks assigned1291, 1357
- 139—Not messaged to Senate.
- 140—Not messaged to Senate.
- 141—Claims processed by state appeal board and rejected by joint claims committee be considered by Senate and House and action by joint committee rejecting same be approved1441, 1484
- 142—That the 63rd General Assembly pledge its support for the youth in government program.1330, 1411
- 143—That the Speaker of the House and the President of the Senate appoint a select committee on medicaid to follow through with the intent of the General Assembly and review and observe, submit report to 64th General Assembly 1388
- 144—That the board of trustees of Iowa river-Flint creek levee district, No. 16 is urged to give consideration to the requests of the owners and residents of the cabins located in the Tama basin area.. 1429
- 145—Not messaged to Senate.

ABORTIONS—**General**

Criminal penalties for illegal termination of pregnancy. S. F. 1052, Conklin.

ACCIDENTS—**General**

Increase fee for furnishing copy of a motor vehicle accident report. S. F. 1152, law enforcement.

Motor vehicle accidents, survivor leaving scene. S. F. 1194, Conklin.

Eliminate duplicate accident reporting between industrial commission and bureau of labor. H. F. 1266, Kehe.

Prohibit false reports and information regarding crimes and accidents. H. F. 1329, law enforcement.

ADC—**General**

Relieve counties of requirement they pay half nonfederally funded cost of ADC, blind assistance, and aid to disabled. H. F. 1291, Tapscott.

Department of social services determine amount necessary for minimum decent standard of living, ADC, disabled, and old age assistance, appropriations. S. F. 1268, Orr.

Remove the limitation on the levy for county poor fund. H. F. 1351, Tapscott.

ADDICTS—**General**

Treatment for drug addiction or dependency, no disclosure. S. F. 1276, law enforcement.

ADMINISTRATIVE PROCEDURE—**General**

Conduct study of all administrative activities of the departments of health and agriculture, recommending reorganization, etc., to General Assembly. H. C. R. 112; H. J. 447, 848 adopted; S. J. 831, 852.

ADOPTIONS—

(See Minors)

ADVERTISING—**General**

Misleading advertising practices by chiropractors, penalty. H. F. 1206, Cochran. Recruitment and advertising policies of area schools, prohibit. S. F. 1306, Walsh; H. F. 1237, Grassley. S.

AERONAUTICS—

(See Aircraft)

AGE—**General**

Change age of majority from 21 to 19. H. F. 1091. Blouin, et al.

AGED—**General**

Homestead tax credit for elderly persons. H. F. 1124, Hansen of Black Hawk. Homestead tax credit, additional, 65 years or older, etc. S. F. 1278, ways and means.

Conduct study of nursing, custodial, adult foster, and boarding homes and other such institutions, etc. which provide care and treatment to aged, ill, and infirm persons, report findings, etc. to legislative council. S. C. R. 117; S. J. 878.

AGRICULTURE—**General**

Ragweed, secondary noxious weed. H. F. 1077, McCormick.

Increase mill levy for county agricultural extension education fund. S. F. 1097, county government.

Authorize planning of a new state agriculture building, eventual construction. H. F. 1212, agriculture.

Excise tax on sale of certain agricultural commodities, market development, etc. S. F. 1285, agriculture; H. F. 1354, agriculture. S.

Personnel and other expenses for inspection of moisture-measuring devices, appropriation. H. F. 1365, appropriations.

That President Nixon reconsider, in his 1970 budget, the proposed severe reduction of agricultural conservation funds and other conservation programs. S. C. R. 37; S. J. 1571, 1820, 1872; 2nd Session, S. J. 54.

I. S. U. of science and technology conduct research to determine whether and to what extent pollution hazards exist from use of agricultural chemicals in Iowa, report January 1, 1970. H. C. R. 15; H. J. 223, 246 adopted; S. J. 228; 2nd Session, S. J. 56.

Conduct study of the Dept. of Agriculture, etc., report findings. H. C. R. 41; H. J. 1604, 1654 adopted, 1672, 1717; S. J. 1678, 1911; 2nd Session, S. J. 303.

Conduct study of all administrative activities of the departments of health and agriculture, recommending reorganization, etc., to General Assembly. H. C. R. 112; H. J. 447, 848 adopted; S. J. 831, 852.

Animals

Eliminates necessity of ear-tagging cattle quarantined for brucellosis eradication. H. F. 1013, Crabb; S. F. 1067, Erskine.

Eradication of hog cholera, clarify. S. F. 1006, Judiciary.

Marking and branding of livestock. S. F. 1163, Anderson; H. F. 1219, Winkelman.

Indemnification for swine destroyed in eradication of hog cholera. H. F. 1159, Priebe and Christensen; S. F. 1170, McGill, et al.

Eradication of hog cholera. S. F. 1257, agriculture.

Test for brucellosis in swine and cattle, card testing, etc. H. F. 1349, agriculture.

Farm

Agricultural and horticultural products and livestock, transportation of. H. F. 1016, Koch and Dougherty.

Installation of limited access diagonal highways. S. F. 1098, Clarke, et al.; H. F. 1101, Edgington, et al.

Condemnation commissions, one member farmer if agricultural land. S. F. 1100, transportation.

Prohibit certain corporations from engaging in farming and ranching operations. S. F. 1266, Orr.

That the director of revenue extend to farmers the privilege of filing a final 1969 Iowa income tax return in lieu of a declaration of estimated tax, on or before March 1, 1970. S. C. R. 107; S. J. 372, 464 adopted; H. J. 478 adopted.

Fertilizer

Commercial feed and fertilizer inspection fees. H. F. 1104, Langland.

Create a fertilizer and pesticide review board, appropriation. H. F. 1198, environmental preservation.

Inspection

Personnel and other expenses for inspection of moisture-measuring devices, appropriations. H. F. 1366, appropriations.

Marketing

Promote soybean market development. H. F. 1308, Cochran, et al.; S. F. 1262, Clarke, et al.

Excise tax on sale of certain agricultural commodities, market development, etc. S. F. 1285, agriculture; H. F. 1354, agriculture. S.

Pesticides—Entomology

Ban on sale and use of DDT. H. F. 1064, Blouin, et al.

Nonresident aerial commercial pesticide applicators. H. F. 1109, Waugh.

Prohibit sale, distribution, and use of DDT. S. F. 1176, Erskine.

Use and application of pesticides. H. F. 1175, Strothman and Waugh.

Secretary of

Secretary of agriculture appointed by governor, approval of two-thirds of senate. S. F. 1082, Schaben.

Marking and branding of livestock. S. F. 1163, Anderson; H. F. 1219, Winkelman.

Use of dead animals, pet food. S. F. 1186, Klink, et al.; H. F. 1231, Fisher of Greene, et al.

Iowa join pest control compact. S. F. 1195, Kyhl; H. F. 1255, Camp.

Provide for an Iowa beef council. H. F. 1233, Crabb, et al.; S. F. 558, Clarke and Curran. S.

Promote soybean market development. H. F. 1308, Cochran, et al.; S. F. 1262, Clarke, et al.

Excise tax on sale of certain agricultural commodities, market development, etc. S. F. 1285, agriculture; H. F. 1354, agriculture. S.

Create an environmental control commission, appointment of a chief administrative officer. H. F. 1360, environmental preservation.

Seed

Permits and inspection fees for agricultural seed sold in this state. H. F. 1350, agriculture.

Feed

Commercial feed and fertilizer inspection fees. H. F. 1104, Langland.

**AIR POLLUTION—
(See Pollution)**

AIRCRAFT—

General

Nonresident aerial commercial pesticide applicators. H. F. 1109, Waugh.

Hunting from aircraft or snowmobiles, illegal. H. F. 1004, Stromer, et al.

Operator of an aircraft, liability, passengers. H. F. 1033, Pierson, et al.; S. F. 1121, judiciary. S.

ALCOHOLIC BEVERAGES

General

Clarify liquor control act. S. F. 1010, judiciary.

Operator of an aircraft, liability, passengers. H. F. 1083, Pierson, et al.; S. F. 1121, judiciary. S.
Gradual replacing of state owned liquor stores by private licensees. S. F. 1114, Reichardt.
Seals on alcoholic liquor. S. F. 1122, Lange and Mogged; H. F. 1135, Van Drie and Fischer of Grundy.
Prohibit minors from handling beer. H. F. 1127, Ewell.
Reduce penalties for unlawfully transporting intoxicating liquors, personal use. H. F. 1153, Andersen, et al.
Sales of alcoholic beverages by liquor control licensees for off-premises consumption, special license. S. F. 1249, Frommelt and Frey.
Liquor commission urged to revise rules, etc., so that wine and brandy may be ordered in less than full case lots. S. C. R. 110; S. J. 569, 606 adopted; H. J. 720, 1123 adopted.

ALCOHOLISM—

General

Create an alcoholism rehabilitation fund. S. F. 1025, Smith, et al.; H. F. 1065, Bergman, et al.
Abolish Iowa comprehensive alcoholism project. S. F. 1241, judiciary.

ALIMONY—

(See Divorce)

AMBULANCES—

(See Motor Vehicles, sub-ref. Ambulances)

AMERICAN REVOLUTION BICENTENNIAL—

General

Create the American revolution bicentennial commission, appropriations. H. F. 1339, Iowa development.

ANIMALS—

General

Use of dead animals, pet food. S. F. 1158, Balloun.
Use of dead animals, pet food. S. F. 1186, Klink, et al.; H. F. 1231, Fisher of Greene, et al.
All license fees and penalties for licensing of dogs be placed in the general fund of the county. H. F. 1249, Crabb.
That members of the 63rd General Assembly support passage of H. R. 15368 now pending before Congress relating to the manner of transporting alligator hides. H. C. R. 121; H. J. 990.

Diseases

Eliminates necessity of ear-tagging cattle quarantined for brucellosis eradication. H. F. 1013, Crabb; S. F. 1067, Erskine.
Eradication of hog cholera, clarify. S. F. 1006, judiciary.
Indemnification for swine destroyed in eradication of hog cholera. H. F. 1159, Priebe and Christensen; S. F. 1170, McGill, et al.
Licensing of dogs, immunization against rabies. S. F. 1192, Parker; H. F. 1216, Ktner.
Eradication of hog cholera. S. F. 1257, agriculture.
Test for brucellosis in swine and cattle, card testing, etc. H. F. 1349, agriculture.

Domesticated Other Than Farm

Rabies vaccination for dogs. H. F. 1074, Renda.

Farm

Personal property tax on cattle, repeal. S. F. 1019, McGill and Schaben.
Marking and branding of livestock. S. F. 1163, Anderson; H. F. 1219, Winkelman.
Exempt personal property tax on cattle, certain age, appropriation. H. F. 1362, appropriations.

ANNEXATION—

(Also see ZONING)

General

Voting rights, annexation, all vote. H. F. 1161, Grassley, et al.
Rights of county residents in annexation proceedings, municipal services, etc. H. F. 1217, Grassley, et al.
Regulation of public utilities, annexed areas. H. F. 1270, Grassley, et al.

ANNUITIES—

General

Tax-sheltered annuities for employees of state educational radio and TV faculty board. S. F. 1169, Neu, et al.; H. F. 1201, Alt, et al.
Legalize and validate proceedings of the board of directors area X district. Benton, Cedar, Iowa, Johnson, Jones, Linn and Washington counties, pension and retirement annuity plan. S. F. 1208, Potter, et al.

APPEAL BOARD, STATE—

General

Claims, personal property tax credit, state appeal board settle. H. F. 1257, Huff, et al.

Claims processed by state appeal board and rejected by joint claims committee be considered by senate and house and action by joint committee rejecting same be approved. H. C. R. 141; H. J. 1460, 1643, 1668 adopted; S. J. 1441, 1484 adopted.

APPEALS—**General**

Amend S. F. 1088, Acts of the 63rd General Assembly, 2nd session, to assure the right of protest and appeal of assessments. S. F. 1300, ways and means.

APPRAISERS—**General**

Compensation of certain appraisers. H. F. 1244, Goode, et al.; S. F. 1283, Mogged.

APPROPRIATIONS—**General**

Appropriations, insufficient funds. H. F. 1079, Andersen.

Create study committee, tax structure and financial needs of Iowa, appropriation. S. J. R. 1004, Hougén.

College of Osteopathic Medicine and Surgery, appropriation. S. J. R. 1005, O'Malley, et al.; H. F. 1304, Fischer of Grundy, et al. S.

Financial relief to mentally ill persons, \$700,000 appropriation. H. F. 1213, Baker.

Credit against personal property taxes, income tax, appropriation. S. F. 1231, Clarke.

Create the American revolution bicentennial commission, appropriation. H. F. 1339, Iowa development.

Budgeting and financing of governmental programs. (Public safety, taxes—personal, county auditor, director of revenue, science, criminal code, roads and highways, streets, highway patrol, conservation commission, pollution, water, sewage, board of regents, area schools.) S. F. 1312, appropriations.

Appropriation to certain counties and named persons, settlement of claims. H. F. 1366, appropriations.

Agriculture

Create a fertilizer and pesticide review board, appropriation. H. F. 1198, environmental preservation.

Increase license fees for hotels and food establishments and the licensing of school kitchens. H. F. 1355, appropriations.

Personnel and other expenses for inspection of moisture-measuring devices, appropriation. H. F. 1365, appropriations.

Capitol Planning Commission

Per diem compensation to appointive members of capitol planning commission, appropriation. H. F. 1364, appropriations.

Claims

Appropriate funds from primary road fund to highway commission for payment of claims. H. F. 1357, appropriations.

Appropriations to certain counties and named persons, settlement of claims. H. F. 1366, appropriations.

Conservation Commission

Develop and reconstruct a historical site in and around Toolesboro, Iowa. H. F. 1040, Corey.

Executive Council

Executive council, allocation of additional funds to highway commission. H. F. 1006, Welden.

Funds

Create state criminalistics laboratory, appropriation. S. F. 1123, Ar buckle.

Judgment for damages against Mr. and Mrs. Edward Briney, appropriation. S. F. 1146, Van Gilst.

Election contests of Wilson L. Davis vs. Gilbert M. McCarty, appropriation. S. F. 1282, judiciary.

Health, Department of

German measles immunization program, appropriation. H. F. 1085, Blouin; S. F. 1095, Doderer.

Implement legislation, migratory labor, department of health, appropriation. H. F. 1182, Tapscott.

Increase salary of the commissioner of health. S. F. 1275, appropriations.

Establishment of sanitary disposal projects, authorizing a tax therefor, provide penalties, appropriation. S. F. 1232, environmental preservation; H. F. 1337, environmental preservation. S.

Highway Commission

Executive council, allocation of additional funds to highway commission. H. F. 1006, Welden.

Construction of an administration building for highway commission. H. F. 1330, appropriations.

Repair and improvement of maintenance facilities under highway commission, funds taken from primary road fund. H. F. 1331, appropriations; S. F. 1286, appropriations.

Appropriate funds from primary road fund to highway commission, expenses incurred in administering the merit system. H. F. 1358, appropriations.

Budgeting and financing of governmental programs. (Public safety, taxes—personal, county auditor, director of revenue, science, criminal code, roads and highways, streets, highway patrol, conservation commission, pollution, water, sewage, board of regents, area schools) S. F. 1312, appropriations.

Judicial Department, Statistician, etc.

Appropriation to supreme court, 63rd General Assembly, 1st session, correction. S. F. 1127, Mowry.

Medical and Other Professions

College of osteopathic medicine and surgery, appropriation. S. J. R. 1005, O'Malley, et al.; H. F. 1304, Fischer of Grundy, et al. S.

Public Defense

Authorize exercise of a purchase-option by the armory board, appropriation. S. F. 1307, appropriations.

Public Instruction

School lunch program, appropriation to department of public instruction for. S. F. 1287, Orr.

Public Safety

Create state criminalistics laboratory, appropriation. S. F. 1123, Arbuckle. Appropriation to public safety for administering a revised program for issuing operator's and chauffeur's licenses. S. F. 1287, appropriations.

Public safety, department of, study usefulness of life lite (roof mounted signals) on automobiles, appropriation. H. J. R. 1008, Renda.

Social Services

Transplant aid fund, appropriation. H. F. 1048, Van Roekel.

Iowa soldiers' home, capital improvements, appropriation. H. F. 1036, Fischer of Grundy, et al.; S. F. 1078, Mowry, et al.

Social services provide aid to county juvenile homes, appropriation. S. F. 1128, O'Malley, et al.

Department of social services determine amount necessary for minimum decent standard of living, ADC, disabled, and old age assistance, appropriation. S. F. 1268, Orr.

Treasurer of State

Exempt personal property tax on cattle, certain age, appropriation. H. F. 1362, appropriations.

ARCHEOLOGY—

General

State archeologist from department of anthropology. S. F. 1225, judiciary.

AREA VOCATIONAL SCHOOLS—

(See Schools, sub-ref. Area; Area Voc.)

ARMED FORCES—

(See Military and/or Public Defense)

ARMORY

General

Authorize exercise of a purchase-option by the armory board, appropriation. S. F. 1307, appropriations.

ASSESSMENTS—

General

Public utilities, temporary initial assessment, provide fund for implementation of public utilities regulation law. S. F. 1007, judiciary.

Assessment, etc. on municipal property acquired in support of industrial projects. S. F. 1088, ways and means.

Assessments based only on land values. S. F. 1113, Reichardt.

Increase authorized special assessment for any public improvement, lot receiving special benefit from such. H. F. 1152, Stromer.

Exempt facilities used to control air and water pollution from property taxation. H. F. 1196, Winkelman, et al.

Industrial, manufacturing and processing property including machinery, centrally assessed by director of revenue. S. F. 1222, Hougren.

Legal description included for a building not owned by owner of the land, listing and assessment purposes. H. F. 1274, Cochran.

Determination of fair and reasonable market value of property for assessment purposes. S. F. 1239, ways and means.

Amend S. F. 1088, Acts of the 63rd General Assembly, 2nd session, to assure the right of the protest and appeal of assessments. S. F. 1300, ways and means.

ASSEMBLY—

General

Permits for large assemblages. S. F. 1314, law enforcement.

- Organized athletics and courses in physical education. S. F. 1311, schools.
- Extend to the Drake University basketball team full support and backing in the NCAA regional tournament and commend the team for their outstanding season. H. C. R. 116; H. J. 755, 766 adopted; S. J. 745 adopted.
- Extend to the University of Iowa basketball team full support and backing in the NCAA regional tournament and commend the team for their outstanding season. H. C. R. 117; H. J. 755, 766 adopted; S. J. 746 adopted.
- Extend heartfelt congratulations to the Davenport Blue Devils on becoming the boys state high school class AA basketball champions. S. C. R. 121; S. J. 1013, 1019 adopted; H. J. 1163, 1196 adopted.
- Extend heartfelt congratulations to the Paullina Panthers on becoming the boys state high school class A basketball champions. S. C. R. 122; S. J. 1014, 1020 adopted; H. J. 1163, 1196 adopted.
- Extend congratulations to coach Harold Nichols and the Iowa State University wrestling team in winning the NCAA wrestling tournament. S. C. R. 123; S. J. 1098, 1104, 1107 adopted; H. J. 1253, 1287 adopted.
- That the 63rd General Assembly urge football games be scheduled between University of Iowa and Iowa State University. S. C. R. 128; S. J. 1247, 1469 withdrawn.
- Extend heartfelt congratulations to the Manilla Hawkettes, and commend them for their splendid example of sportsmanship, etc. H. R. 106; H. J. 1037, 1050 adopted.
- Extend full congratulations to the Montezuma school and girls basketball team for their outstanding season. H. R. 107; H. J. 1064, 1074 adopted.
- That the 63rd General Assembly urges that football games be scheduled during the 1971-72 football season between University of Iowa and Iowa State University. H. R. 110; H. J. 1710 adopted.
- That the 63rd General Assembly urges that football games be scheduled during the 1971-72 football season between University of Iowa and Iowa University. S. R. 106; S. J. 1473, 1475 adopted.

ATTORNEY GENERAL—

General

- Official opinions of the attorney general to be advisory. H. F. 1297, Gannon.
- That the state comptroller, treasurer, and attorney general analyze Iowa statutes relating to use of 'anticipatory warrants', etc., report to 64th General Assembly. H. C. R. 132; H. J. 1276, 1340 adopted; S. J. 1208, 1457 adopted.

ATTORNEYS—

General

- Court costs in criminal cases. S. F. 1036, Conklin.
- Departmental rules, responsibility on departments. S. F. 1042, Mowry.
- Practice of out-of-state attorneys, etc. H. F. 1041, Doyle and Hill.
- Law graduates of University of Iowa and Drake admitted to practice without examination. H. F. 1076, Renda.
- Assistant county attorneys, county population. H. F. 1174, Roorda, et al.

AUDITOR OF STATE—

General

- Merit system, employees of the auditor of state. H. F. 1103, Andersen.
- League of municipalities, reports and accounts filed annually with secretary of state, auditor, secretary of senate and chief clerk. S. F. 1230, cities and towns.
- State foundation aid to public high school districts. S. F. 1256, Reichardt.

AUDITS—

General

- Statute of limitations for state income tax. H. F. 1090, Holden.
- That a private audit be made as to the present status of the state treasury and reported to 2nd session of the 63rd General Assembly. S. R. 102; S. J. 549, 572.

AUTOMOBILES—

(See Motor Vehicles and Liability)

AVIATION—

(See Aircraft)

BAIL—

General

- Release without bail of persons charged with crime, consider public interest. H. F. 1071, Kennedy of Dubuque.

BAILIFFS—

General

- District court bailiffs, judge may employ. H. F. 1008, Huff.
- Increase salaries of bailiffs and clerks of the municipal courts. S. F. 1074, Walsh; H. F. 506, Andersen, et al. S.
- Remove salary ceiling for municipal court clerks and bailiffs, city council set salaries. S. F. 1197, cities and towns.

BANKING—**General**

- Bank loan reference in the security interest statutes, correction. H. F. 1025, judiciary.
- Superintendent of banking charge separate for examination of small loan firms. S. F. 1108, Griffin; H. F. 1110, commerce.
- Code corrections, Iowa banking act of 1969. S. F. 1150, commerce.
- Deposits of public funds in banks, semiannual comparison, help prevent embezzlement. H. F. 1275, Priebe, et al.
- Indemnification of bank officers and directors. S. F. 1234, commerce.
- Credit charges on retail installment sales, time, etc.; installment loans by banks. S. F. 1260, Arbuckle.
- Conduct study to determine fair share which banks, savings and loan associations, etc., should be required to contribute to the revenues of the state and how collected, report findings. H. C. R. 40; H. J. 1570, 1761 adopted; S. J. 1640, 1677, 1781, 1787; 2nd session, S. J. 56.
- Request ethics committee investigate alleged pressure by one or more members of the Iowa bankers association. H. R. 104; H. J. 829.

BEER—**(See Alcoholic Beverages)****BENEFITED FIRE DISTRICT—****(See Fire, sub-ref. District)****BENEFITED WATER DISTRICT—****(See Water, sub-ref. District)****BILLBOARDS—****(See Advertising, and/or signs)****BIRDS—****(See Fish and Game)****BLIND—****General**

- Transfer of jurisdiction of braille and sight-saving school to commission for the blind. H. F. 1095, Van Nostrand, et al.; S. F. 1093, Potgater, et al.
- Relieve counties of requirement they pay half nonfederally funded cost of ADC, blind assistance, and aid to disabled. H. F. 1291, Tapscott.
- Department of social services determine amount necessary for minimum decent standard of living, ADC, disabled, and old age assistance, appropriation. S. F. 1268, Orr.
- Remove the limitation on the levy for county poor fund. H. F. 1351, Tapscott.
- Conduct study to consider merits of transferring the administration of the school for the blind, report findings, etc. to 64th General Assembly, 1st session. H. C. R. 105; H. J. 170, 265, 322 withdrawn.

BLOOD—**General**

- Blood donors, 18 or over. H. F. 1345, social services.

BOARD OF CONTROL—**(See Social Services)****BOARD OF EXAMINERS FOR NURSING HOME ADMINISTRATORS—****(See Homes, sub-ref. Nursing)****BOARD OF HEALTH—****(See Health, Department of)****BOARD OF PAROLE—****(See Social Services, sub-ref. Parole, Board of)****BOARD OF PUBLIC INSTRUCTION—****(See Public Instruction, Board of)****BOARD OF REGENTS—****(See Regents, Board of)****BOARD OF REVIEW—****(See Assessments and/or Property)****BOARD OF SUPERVISORS—****(See Counties, sub-ref. Supervisors, Board of)****BOARD OF TAX REVIEW—****(See Tax Review, Board of)****BOATS—****(See Watercraft)****BOILERS—****General**

- Inspection and regulation of boilers, fees. H. F. 1204, Pierson and Strand.

BONDS—**General**

- Interest rate on joint municipal sewer bonds, corrects. H. F. 1035, judiciary.
- Maximum rate of interest on general obligation bonds, school corporations. H. F. 1052, commerce; S. F. 1071, Frey.

- Boards of supervisors purchase blanket bond for county employees.** S. F. 1103, judiciary.
- Issuance of public bonds, may exceed millage limitation, 1st year.** S. F. 1139, Lamborn, et al.; H. F. 1184, Hansen of Black Hawk, et al.
- Issuance of public bonds, may exceed millage limitations, 1st year.** S. F. 1140, Lamborn, et al.; H. F. 1183, Hansen of Black Hawk, et al.
- Establishment of zoos or zoological gardens.** H. F. 1128, Lippold, et al.; S. F. 1212, Kosek and Weimer.
- Legalize and validate proceedings of board of supervisors, Mitchell county, issuance of county public hospital bonds, levy of taxes, etc.** H. F. 1133, Hanson of Howard-Mitchell.
- Legalize and validate proceedings of board of directors of Oselwein Community school district, Fayette and Buchanan counties, school building bonds, taxes.** H. F. 1190, Menefee.
- Board of a county treasurer, increase.** H. F. 1235, Kluever.
- A proposition submitted to voters of a city or town may include several projects if.** H. F. 1387, McIntyre.
- Increase maximum rate of interest, anticipatory bonds issued by townships to finance fire apparatus or equipment, etc.** S. F. 1248, county government.
- Issuance of bonds for dock purposes.** H. F. 1305, cities and towns.
- Publication requirements of notice of election on school bonds.** S. F. 1274, schools.
- Municipal parking facilities, cities and towns issue revenue refunding bonds.** H. F. 1344, cities and towns; S. F. 1301, cities and towns.
- Conduct study of metropolitan planning, districting, current bonding requirements, etc., present to 64th General Assembly, 1st session.** H. C. R. 114; H. J. 553.
- Cities and Towns**
(See Cities and Towns, sub-ref. Bonds)
- Schools**
(See Schools, sub-ref. Bonds)
- BOYCOTTS—**
General
Secondary boycotts, prohibit any state agency or political subdivision from taking part in. H. F. 1118, Grassley and O'Hearn.
- BRANDING—**
(See Animals, sub-ref. Farm and/or General)
- BRIDGES**
General
Constructing and maintaining interstate toll bridges, limit use of primary highway funds. H. F. 1138, transportation; S. F. 1188, transportation.
Legalize use of an abandoned railway bridge in Marion county as part of their secondary road system. H. F. 1358, judiciary; S. F. 1305, judiciary.
- BRUCELLOSIS—**
(See Animals, sub-ref. diseases)
- BUDGET AND FINANCIAL CONTROL COMMITTEE—**
General
Abolish budget and financial control committee, create office of legislative fiscal director. S. F. 1118, Neu.
That the ad hoc committee created by the budget and financial control committee and the governor be commended for reviewing the state's budgetary procedures with implemented recommendations and innovations, urged to continue its study and make periodic reports of progress, etc. H. C. R. 123; H. J. 1100, 1351 adopted; S. J. 1225, 1442 adopted.
Committee to review all printing required by law, determine need, quantity, etc., report findings to budget and financial control committee. S. C. R. 108; S. J. 475, 1170 adopted; H. J. 1318.
That the ad hoc committee created by the budget and financial control committee and the governor be commended for reviewing the state's budgetary procedures with implemented recommendations and innovations, urged to continue its study and make periodic reports of progress, etc. S. C. R. 120; S. J. 1012.
- BUDGETS—**
General
Requiring school boards set limits on expenditures for each educational program before budget is made. H. F. 1102, Kehe, et al.
Basic school tax, state equalization aid to public schools, and review of school district budgets. S. F. 1310, schools.
- BUILDINGS—**
General
Building entrances for handicapped persons. H. F. 1199, Dunton and Van Roekel.
Repeal height restrictions on buildings. H. F. 1211, cities and towns.
Legal description included for a building not owned by owner of the land, listing and assessment purposes. H. F. 1274, Cochran.

tion. S. F. 1294, schools.

BURIALS—

General

Require inspection of funeral establishments. H. F. 1342, state government; S. F. 1303, state government.

BUSES—

(See Motor Vehicles, sub-ref. Buses; School, sub-ref. Buses; and Transportation)

CAPITAL IMPROVEMENTS—

General

Require board of regents purchase midwestern college at Denison instead of another location. H. F. 1015, Crabb.

Use of fish and game protection fund for capital improvements, clarify. H. F. 1034, judiciary.

Iowa Soldiers' Home, capital improvements, appropriation. H. F. 1086, Fischer of Grundy, et al.; S. F. 1078, Mowry, et al.

CAPITOL PLANNING COMMISSION—

General

Per diem, compensation to appointive members of capitol planning commission, appropriation. H. F. 1364, appropriations.

CARRIERS—

(See Common Carriers)

CEMETERIES—

General

Township financial aid to private cemeteries upon request. H. F. 1092, Dunton.

CENTRAL COMMITTEES—

General

Increase membership of the state central committees. H. F. 1180, Lawson and Kreamer.

Increase membership of the state central committees. S. F. 1216, Walsh; H. F. 1263, Koch.

CHARITABLE ORGANIZATIONS—

General

Taxation of charitable and nonprofit corporations. S. F. 1213, Sullivan.

Taxation of property of nonprofit religious and educational corporations, institutions and societies. S. F. 1308, ways and means.

CHECKOFF—

General

Provide for an Iowa beef council. H. F. 1233, Crabb, et al.; S. F. 558, Clarke and Curran, S.

Excise tax on sale of certain agricultural commodities, market development, etc. S. F. 1255, agriculture.

CHILDREN—

(See Minors)

CHIROPRACTORS—

(See Medical-Professional)

CIGARETTES—

(See Tobacco)

CIGARS—

(See Tobacco)

CITIES AND TOWNS—

General

Real property owned by U. S., city or town, or public school district exempt from tax levies for cities and towns. H. F. 1044, Van Nostrand.

Rabies vaccination for dogs. H. F. 1074, Renda.

Waterworks employees group insurance. H. F. 1081, Alt, et al.

Waterworks employees group insurance, dependents. H. F. 1082, Alt, et al.

Assessment, etc. on municipal property acquired in support of industrial projects. S. F. 1088, ways and means.

Cities and towns parts of soil conservation districts within which they lie. S. F. 1101, Balloun.

Operation of motor vehicles in cities and towns, passing, repeal section. H. F. 1005, Holden and Dougherty.

Municipal utility trustees, compensation. H. F. 1033, Hansen of Black Hawk

Municipal lighting districts. H. F. 1007, Holden and Dougherty; S. F. 1021 Nicholson.

Increase authorized special assessment for any public improvement, lot receiving special benefit from such. H. F. 1152, Stromer.

Require use of flashing signal light and stop arms by school buses in cities and towns. H. F. 1163, Ewell.

Sewer opening exceeding one square foot, enclosed by a grate. H. F. 1164 Kennedy of Chickasaw and Johnston of Johnson.

Remove salary ceiling for municipal court clerks and bailiffs, city council set salaries. S. F. 1197, cities and towns.

- Repeal height restrictions on buildings. H. F. 1211, cities and towns.
Rights of county residents in annexation proceedings, municipal services, etc. H. F. 1217, Grassley, et al.
Highway commission compensate municipalities for relocation of utilities, highway construction projects. H. F. 1218, Lipsky, et al.; H. F. 1267, Lipsky, et al.
Cities and towns levy a tax of not more than one mill for aid to a public transportation company. H. F. 1248, Andersen, et al.
Refund all sales tax collected on gross receipts from municipally owned and operated parking lots. S. F. 1228, Kosek; H. F. 1281, Lipsky, et al.
League of municipalities, reports and accounts filed annually with secretary of state, auditor, secretary of senate and chief clerk. S. F. 1230, cities and towns.
Exempt municipal vehicles from weight restrictions when operated within the municipality. H. F. 1282, Lipsky, et al.
Regulation of railroads in cities and towns, improvements and repairs. H. F. 1288, Crosier, et al.
Railroad crossing repairs. S. F. 1244, commerce.
Granting of easements by a municipality, project construction, etc., industry. H. F. 1306, cities and towns.
Regulation of public utilities, annexed areas. H. F. 1270, Grassley, et al.
Economic development activities of cities. H. F. 1320, Iowa development.
Election for Dayton, Iowa on proposition of continuing management and control of certain municipal utilities. H. F. 1324, cities and towns.
Create an office of local affairs, appropriation. S. F. 1233, Walsh, et al.
Cities and counties establish zoning regulations to protect recreation areas. H. F. 1327, Iowa development.
Park commission, city may abolish, if. S. F. 1296, cities and towns.
Promote tourist attractions of this state. H. F. 1343, Iowa development.
Amend S. F. 1088, Acts of the 63rd General Assembly, 2nd session, to assure the right to protest and appeal of assessments. S. F. 1300, ways and means.
Mandatory voter registration, cities 10,000 or more—counties 50,000 or more. S. F. 1304, state government.
Disabled and retired firemen and policemen, not under civil service. S. F. 1317, cities and towns.
Conduct study of metropolitan planning, districting, current bonding requirements, etc., present to 64th General Assembly, 1st session. H. C. R. 114; H. J. 553.
That the General Assembly consider transmission of refuse and garbage across county lines to be an improper act by cities and their governing bodies. H. C. R. 124; H. J. 1101, 1454, 1479 adopted; S. J. 1375.

Bonds

- Interest rate on joint municipal sewer bonds, corrects. H. F. 1035, judiciary.
A proposition submitted to voters of a city or town may include several projects if. H. F. 1287, McIntyre.
Issuance of bonds for dock purposes. H. F. 1305, cities and towns.
Municipal parking facilities, cities and towns issue revenue refunding bonds. H. F. 1344, cities and towns; S. F. 1301, cities and towns.

Councils

- Election precincts, size of, etc. S. F. 1111, Rigler.
Time when the compensation of mayors and councilmen may be changed. S. F. 1155, Weimer and Thordsen; H. F. 1269, Shaw, et al.
Redistribute certain fees relating to motor vehicles to cities and towns. S. F. 1204, Gaudineer.
Permits for large assemblages. S. F. 1314, law enforcement.

Housing

- Repeal requirement that each low-rent housing project must be approved by the voters. H. F. 1258, Tapscott.

Mayor

- Time when the compensation of mayors and councilmen may be changed. S. F. 1155, Weimer and Thordsen; H. F. 1269, Shaw, et al.

Parking

- Increase, distribution of parking meter revenues. H. F. 1245, Crosier.
Municipal parking facilities, cities and towns issue revenue refunding bonds. H. F. 1344, cities and towns; S. F. 1301, cities and towns.
Exempt municipally owned parking lots, service tax. S. F. 1214, Kosek and Potter; H. F. 1272, Wells, et al.
Refund all sales tax collected on gross receipts from municipally owned and operated parking lots. S. F. 1228, Kosek; H. F. 1281, Lipsky, et al.

Streets

- Amount of primary road construction fund to be expended for maintenance in cities and towns. S. F. 1219, Kosek and Potter; H. F. 1273, Wells, et al.
Amount of funds authorized to be expended for primary road system improvements in cities and towns. S. F. 1220, Kosek and Potter; H. F. 1280, Crosier, et al.
Appropriate from road use tax fund to municipal tax relief fund for street purposes, cities and towns. S. F. 1224, Gaudineer.

personal, county auditor, director of revenue, science, criminal code, roads and highways, streets, highway patrol, conservation commission, pollution, water, sewage, board of regents, areas schools) S. F. 1812, appropriations.

CITIZEN'S BAND RADIO OPERATORS

General

Citizen's band radio operators licenses, special automobile registration plates H. F. 1017, Nolting, et al.

CIVIL DEFENSE—

General

Civil defense and emergency planning, county levy annual tax for. S. F. 1054, Arbuckle.

Counties levy up to one-half mill property tax for civil defense purposes H. F. 1069, Mendenhall.

CIVIL SERVICE—

General

Rights of civil service employees. H. F. 1202, Andersen, et al.

Establish civil service for certain employees of county sheriffs. H. F. 1223, Crosier, et al.

CLAIMS—

General

Iowa soldiers home file claims with U. S. veterans administration. S. F. 1109, Mowry, et al.; H. F. 1114, Fischer of Grundy, et al.

Processing and payment of medical claims by private organization, social services may. H. F. 610, Radl, et al.; S. F. 1081, social services.

Nonresident aerial commercial pesticide applicators. H. F. 1109, Waugh. Claims, personal property tax credit, state appeal board settle. H. F. 1257, Huff, et al.

Appropriate funds from primary road fund to highway commission for payment of claims. H. F. 1357, appropriations.

Appropriations to certain counties and named persons, settlement of claims H. F. 1366, appropriations.

Claims processed by state appeal board and rejected by joint claims committee be considered by senate and house and action by joint committee rejecting same be approved. H. C. R. 141; H. J. 1460, 1643, 1663 adopted; S. J. 1441, 1484 adopted.

CODE—

General

Publication of the code, correcting statute. H. F. 1033, judiciary.

Distribution of code commission briefs, obsolete. S. F. 1008, judiciary.

Rules of statutory construction. H. F. 1119, Renda.

Code corrections, Iowa banking act of 1969. S. F. 1150, commerce.

Repeal S. F. 385, 63rd General Assembly, second session. S. F. 1254, judiciary.

Trade-marks, change reference in Code. S. F. 1263, judiciary.

Corrects omission, chapter 209, section 187, Acts of 63rd General Assembly, change word 'insanity' to 'hospitalization'. S. F. 1272, judiciary.

Clarification of the Code, drainage and levee districts, exemption from taxation. H. F. 1332, county government; S. F. 1288, county government.

Conduct a study of the current Iowa Code provisions and practices relating to county spending and fiscal policies, report to legislative council and 64th General Assembly. H. C. R. 129; H. J. 1199.

CODE EDITOR—

General

Publication of opinions of the supreme court. S. F. 1149, judiciary.

Repeal S. F. 385, 63rd General Assembly, second session. S. F. 1254, judiciary.

COLLATERAL—

General

Larceny of a security interest in collateral, repeals and reenacts section, constitutional requirement. S. F. 1218, judiciary.

COLLEGES, UNIVERSITIES—

General

Require board of regents purchase Midwestern College at Denison instead of another location. H. F. 1016, Crabb.

Institutions of higher learning, boards of regents, economic conditions, corrects. S. F. 1003, judiciary.

Elective board of regents govern institutions of higher learning. S. F. 1122, Messerly.

Repeals provisions providing for establishment of a western Iowa university. H. F. 1167, Crabb; S. F. 1187, higher education.

Powers and duties of board of regents, its authority to employ and discharge faculty members. S. F. 1242, Messerly, et al.

Executive council requested not to approve purchase of land for a western Iowa university. H. C. R. 107; H. J. 262, 293-296, 301-302 adopted; S. J. 314, 318, 332, 340, 341, 353, 366, 370, 371, 372 adopted, 390, 414

State board of public instruction requested to transmit to the 64th General Assembly a copy of the report and recommendations relative to mul-

title and future area community college needs and to postpone approval of new sites, etc. H. C. R. 139; H. J. 1451.

Executive council requested not to approve purchase of land for a western Iowa university. S. C. R. 104; S. J. 315, 318.

Request university extension service at I. S. U. of Science and Technology coordinate planning and implementation of public educational and community action anti-litter programs of public agencies and other organizations, etc. S. C. R. 115; S. J. 809.

Tuition

Tuition grants, eligibility for, method of computing the amount. H. F. 1045, Radl.

Scholarships and tuition grants for non-Caucasian students. S. F. 1112, Reichardt, et al.

Tuition grants, financial need, full-time graduate students. S. F. 1211, O'Malley, et al.

COMMERCE—

General

Date of annual meeting of shareholders, corporations. H. F. 1051, commerce. Maximum rate of interest on general obligation bonds, school corporations. H. F. 1052, commerce; S. F. 1071, Frey.

Public utilities, written notices. S. F. 1063, commerce.

Annual report of commerce commission. S. F. 1064, commerce.

No free passes for common carriers. S. F. 1065, commerce; H. F. 1070, commerce.

Interest charges on disputed credit transactions. H. F. 1089, Andersen.

Savings and loan associations, federal and state chartered, equalize regulations. S. F. 1099, commerce.

Covered claims paid in event of insurer's insolvency. S. F. 1102, commerce; H. F. 1168, commerce.

Termination of insurance agency contracts. S. F. 1116, commerce.

Regulation of trading stamps, repeal gift enterprise statutes. H. F. 1130, Gannon and Fischer of Grundy.

Code corrections, Iowa banking act of 1969. S. F. 1150, commerce.

Power of eminent domain, exceptions. H. F. 1147, Holden and Gannon.

Determining compensation in eminent domain proceedings. H. F. 1149, Holden, et al.; S. F. 1171, county government.

Electric transmission lines, power of eminent domain exercised by electric utilities. H. F. 1150, Holden, et al.; S. F. 1185, county government.

Power of eminent domain exercised by pipeline companies. H. F. 1151, Holden, et al.; S. F. 1184, county government.

Retailers to disclose to customers real cost of credit, etc. H. F. 1160, McIntyre.

Investment of funds of life insurance companies, Asian development bank. H. F. 1169, Van Drie, et al.

Real estate brokers, multiple listing system. H. F. 1170, Van Drie, et al.

Federal insured loans, veterans administration. S. F. 1198, commerce; H. F. 1221, Alt.

Regulate insurance holding company systems. S. F. 1203, commerce; H. F. 1264, commerce.

Officers and directors of insurance companies, etc. may be members of board of directors of any development corporation, etc. S. F. 1209, commerce; H. F. 1252, commerce.

Interest rate increases paid by industrial loan companies be paid on prior issues as well. H. F. 1271, Fischer of Grundy.

Indemnification of bank officers and directors. S. F. 1234, commerce.

Remedies for damages caused by pipeline companies. S. F. 1243, commerce.

Railroad crossing repairs. S. F. 1244, commerce.

Inspection of property for damages caused by construction of pipelines. S. F. 1245, commerce.

Group automobile and other types of casualty insurance. H. F. 1299, Cafrey, et al.

Regulate rates, etc. charged for credit life, accident and health insurance. S. F. 1251, commerce.

Notice to commerce commission and law enforcement agencies by railroads shipping dangerous materials. H. F. 1328, Gannon.

Sale of mobile homes, travel trailers, and camping trailers. H. F. 1333, commerce.

That a study of the uniform consumer credit code to determine benefits to the general public be made by the commerce committee and report to the 64th General Assembly in 1971. H. C. R. 126; H. J. 1123.

That a select committee of nine members of both house and senate commerce committee be named to continue eminent domain study and report to be filed no later than January 15, 1971. H. C. R. 130; H. J. 1245, 1487 failed.

COMMERCE COMMISSION—

General

Annual report of commerce commission. S. F. 1064, commerce.

All utilities under rate regulation of commerce commission, exceptions. S. F. 1134, Sullivan.

S. F. 1207, commerce.
Electric transmission lines, power of eminent domain exercised by electric utilities. H. F. 1150, Holden, et al.; S. F. 1185, county government.
Counties right to grant franchises for transit systems. S. F. 1167, Walsh.
Permit commerce commission to administer the natural gas pipeline safety act of 1968. S. F. 1277, commerce.
Conduct a study of the operation, personnel organization, and operating efficiency of the warehouse division of the commerce commission, also evaluation and investigation of the cost-sharing provisions of the agreement with the commodity credit corporation reinspections, report to be submitted to legislative council and 64th General Assembly. H. C. R. 145; H. J. 1613.

COMMISSIONERS—

General

Qualifications of soil conservation district commissioners. S. F. 1061, Keith.
Governor appoint commissioner, conservation commission. H. F. 1295, Fischer of Grundy.

Insurance

Covered claims paid in event of an insurer's insolvency. S. F. 1102, commerce; H. F. 1168, commerce.
Regulate rates, etc., charged for credit life, accident and health insurance. S. F. 1251, commerce.

Labor

Uniform standards for payment of wages by employers, etc. S. F. 1129, Sullivan, et al.

Public Health

Definition, licensing, inspection, etc. of health care facilities, rules, enforcement procedures, etc. H. F. 1243, social services; S. F. 1258, social services.
Increase salary of the commissioner of health. S. F. 1275, appropriations.
Commissioner of public health not required to be physician. H. F. 1321, social services.
Treatment for drug addiction or dependency, no disclosure. S. F. 1276, law enforcement.
Establishment of sanitary disposal projects, authorizing a tax therefor, provide penalties, appropriation. S. F. 1232, environmental preservation; H. F. 1887, environmental preservation. S.

Social Services

Change the medical assistance act, or medicaid law. H. F. 1346, social services.

COMMON CARRIERS—

General

Agricultural and horticultural products and livestock, transportation of. H. F. 1016, Koch and Dougherty.
No free passes for common carriers. S. F. 1065, commerce; H. F. 1070, commerce.

COMMUNICATIONS—

(Also see Schools, sub-ref. Radio and TV)

General

Telephone companies provide common number for central law enforcement agency, each county. S. F. 1045, Gaudineer.
Repeals requirement executive council must approve all transfer of moneys to local or county school boards, radio and TV facility board. S. F. 1160, Neu, et al.; H. F. 1109, Alt, et al.
Authority of state educational radio and TV facility board, printing of study guides. S. F. 1161, Neu, et al.; H. F. 1200, Alt, et al.
Interception of oral and wire communications, penalties. S. F. 1166, law enforcement.
State educational radio and TV, location of. S. F. 1168, Neu, et al.
Tax-sheltered annuities for employees of state educational radio and TV facility board. S. F. 1169, Neu, et al.; H. F. 1201, Alt, et al.
Prohibit all news media from disseminating any information, legal action notice. H. F. 1238, Van Nostrand.
Sales and use tax, newspaper and the like, radio, movie, etc., advertising etc.; municipal tax relief and office of planning and programming. H. F. 1292, Gannon; S. F. 1265, Orr. S.
Commend radio station WOI for providing an excellent public service. S. C. R. 134; S. J. 1430, 1443 adopted; H. J. 1681 adopted.

COMMUNITY SCHOOL DISTRICTS—

(See Schools, sub-ref. Districts)

COMPENSATION—

General

Municipal utility trustees, compensation. H. F. 1038, Hansen of Black Hawk.
Latest increase in compensation of certain county officers retroactive to July 1, 1969. H. F. 1056, county government; S. F. 1059, county government.

- Shorthand court reporters, compensation, etc.** H. F. 1105, Huff; S. F. 253, DeKoster and Denman.
- Compensation of members of General Assembly, interim committees, special sessions, etc.** H. F. 1120, Lipsky, et al.
- Time when the compensation of mayors and councilmen may be changed.** S. F. 1155, Welmer and Thordsen; H. F. 1269, Shaw, et al.
- Determining compensation in eminent domain proceedings.** H. F. 1149, Holden, et al.; S. F. 1171, county government.
- Viet Nam veterans' service compensation fund.** H. F. 1166, Brinck; S. F. 543, Benda.
- Compensation of certain appraisers.** H. F. 1244, Goode, et al.; S. F. 1233, Moggel.
- Powers and duties of board of regents, its authority to employ and discharge faculty members.** S. F. 1242, Messerly, et al.
- Compensation of the lieutenant governor, computation of, term of office.** S. F. 1279, rules.
- Per diem compensation of appointive members of capitol planning commission, appropriation.** H. F. 1364, appropriations.
- Employees**
- Workmen's compensation act compulsory.** S. F. 1281, human and industrial relations.

COMPTROLLER OF STATE—**General**

- Additional aid for local school districts.** H. F. 1002, Huff; S. F. 1092, O'Malley.
- Abolish merit system.** S. F. 1026, Hougren; H. F. 1123, Miller of Page, et al. S.
- Departmental rules, responsibility on departments.** S. F. 1042, Mowry.
- State aid to public schools, income, sales, use and property tax.** H. F. 1209, Roorda, et al.
- All printing and machines under state printing board.** S. F. 1196, Balloun, et al.
- Financial relief to mentally ill persons, \$700,000 appropriation.** H. F. 1213, Baker.
- Redistribute certain fees relating to motor vehicles to cities and towns.** S. F. 1204, Gaudineer.
- Claims, personal property tax credit, state appeal board settle.** H. F. 1257, Huff, et al.
- Appointment of two deputy state comptrollers.** S. F. 1235, Frommelt, et al.
- Reorganization of the executive functions of state government, create department of executive services—supplies, printing, purchasing, etc.** S. F. 1236, state government.
- Franchise tax, financial institutions (banks, savings and loan associations, etc.).** H. F. 1294, ways and means.
- State foundation aid to public high school districts.** S. F. 1256, Reichardt.
- Election contests of Wilson I. Davis vs. Gilbert M. McCarty, appropriation.** S. F. 1282, judiciary.
- Basic school tax, state equalization aid to public schools, and, review of school district budgets.** S. F. 1210, schools.
- Per diem compensation to appointive members of capitol planning commission, appropriation.** H. F. 1364, appropriations.
- Appropriations to certain counties and named persons, settlement of claims.** H. F. 1366, appropriations.
- That the state comptroller, treasurer, and attorney general analyze Iowa statutes relating to use of 'anticipatory warrants' etc., report to 64th General Assembly.** H. C. R. 132; H. J. 1276, 1340 adopted; S. J. 1208, 1457 adopted.

CONDEMNATION—**General**

- Condemnation commissions, one member farmer if agricultural land.** S. F. 1100, transportation.
- Condemnation proceedings for highway purposes, 180 days notice.** H. F. 1256, transportation.
- Purchase or condemnation of property, alternative access.** S. F. 1246, transportation; H. F. 271, Christensen, et al. S.

CONSERVANCY DISTRICTS—**General**

- Establishment and administration of conservancy districts.** H. F. 1236, environmental preservation.

CONSERVATION—**(Also See Sell Conservation)****General**

- Hunting from aircraft or snowmobiles, illegal.** H. F. 1004, Stromer, et al.
- Use of fish and game protection fund for capital improvements, clarify.** H. F. 1034, judiciary.
- Reasons members of county conservation boards may be removed for cause.** H. F. 1325, conservation and recreation.
- That President Nixon reconsider, in his 1970 budget, the proposed severe reduction of agricultural conservation funds and other conservation**

Commission
Salaries of conservation officers as amended. H. F. 1081, judiciary.
Develop and reconstruct a historical site in and around Toolsboro, Iowa.
H. F. 1040, Corey.
Public recreation on private lands and waters. H. F. 1207, Roorda.
Water safety regulations, sunset-sunrise. H. F. 1210, Winkelman, et al.
Motor fuel tax paid, watercraft, allocate to conservation fund, maintenance,
boating, etc.; legislative service bureau study and determine. H. F.
1222, conservation and recreation.
No free passes for common carriers. S. F. 1065, commerce; H. F. 1070, com-
merce.
Conservation, fisheries, change to official name. S. F. 1079, conservation and
recreation.
Protection of nongame birds. S. F. 1138, conservation and recreation.
Motor fuel tax paid, watercraft, allocate \$300,000 to state conservation fund,
recreational boating program. S. F. 1190, conservation and recreation.
Open season on mourning doves. S. F. 1191, Denman.
U. S. game management agent may be appointed as a conservation officer
without compensation from state. S. F. 1223, conservation and recre-
ation.
Use of traps. S. F. 1085, McGill.
Governor appoint commissioner, conservation commission. H. F. 1295, Fischer
of Grundy.
Annual registration fee upon all motorboats and sailboats in lieu of personal
property taxes. S. F. 1261, Erskine; H. F. 1316, Shaw.
Power of conservation commission to exercise jurisdiction over lands to be
used for park purposes. H. F. 1311, conservation and recreation.
Deer hunting licenses of landlords and tenants. H. F. 1313, conservation and
recreation.
Create a scenic river system. H. F. 1341, conservation and recreation.
Create an environmental control commission, appointment of a chief admin-
istrative officer. H. F. 1360, environmental preservation.
Budgeting and financing of governmental programs. (Public safety, taxes—
personal, county auditor, director of revenue, science, criminal code,
roads and highways, streets, highway patrol, conservation commis-
sion, pollution, water, sewage, board of regents, area schools) S. F.
1312, appropriations.
Conservation commission directed to establish earliest possible date for hunt-
ing geese and ducks. H. C. R. 110; H. J. 410, 489.
Authorize conservation commission to negotiate with landowners as to pur-
chase of property rights, development of Coldwater Cave, report to
General Assembly for proper funding, etc. H. C. R. 113; H. J. 531,
757.

CONSERVATION COMMISSION—

(See Conservation, sub-ref. Commission)

CONSTABLES—

(See Officers)

CONSTITUTIONAL AMENDMENTS—

General

Biennial sessions of the General Assembly. S. J. R. 1001, Reichardt.
Composition of representative districts, Clinton county. H. F. 1047, Camp
and Pelton.
Provide means for General Assembly to convene itself into special session.
H. J. R. 1001, Schroeder.
Supreme court may retire judges for disability, etc. S. J. R. 1002, judiciary.
Composition of representative districts, Clinton county. H. F. 1111, constitu-
tional amendments and reapportionment.
Judges of district and supreme court appointed by governor, approval of
senate. H. J. R. 1003, Gannon.
Manner in which vacancies in the General Assembly are to be filled. H. J. R.
1004, Freeman of Buena Vista, et al.
Age qualifications, members of the General Assembly. H. J. R. 1007, Crosier,
et al.
Rescind S. C. R. 13 as passed by the 63rd General Assembly, 1st session,
1969, and request of congress call a convention to propose a revised
amendment to the U. S. constitution regarding reapportionment.
H. C. R. 103; H. J. 106, 1620 failed, 1628.
That this legislature withdraws the application to congress to call a con-
vention for proposing an amendment to the U. S. constitution re-
garding reapportionment under S. C. R. 13 as passed by the 63rd
General Assembly, 1st session, 1969, and consider S. C. R. 13 null
and void. S. C. R. 103; S. J. 118, 178.

CONSTITUTIONAL CONVENTION—

General

Repeal procedure for establishment of a convention to ratify amendments to
the constitution of the United States. S. F. 1154, Doderer.
Rescind S. C. R. 13 as passed by the 63rd General Assembly, 1st session,
1969, and request congress call a convention to propose a revised

amendment to the U. S. constitution regarding reapportionment. H. C. R. 103; H. J. 106, 1620 failed, 1638.
That this legislature withdraws the application to congress to call a convention for proposing an amendment to the U. S. constitution regarding reapportionment under S. C. R. 13 as passed by the 63rd General Assembly, 1st session, 1969 and consider S. C. R. 13 null and void. S. C. R. 103; S. J. 113, 178.

CONSTRUCTION—

General

- Increase amount boards of supervisors may spend for construction or repair of county buildings without submitting proposal. H. F. 1155, county government.
- Exempt service tax on services rendered as a part of or incidental to construction. S. F. 1226, ways and means.
- Granting of easements by a municipality, project construction, etc., industry. H. F. 1306, cities and towns.
- Construction of an administration building for highway commission. H. F. 1330, appropriations.

CONSUMER—

General

- Packaging and labeling of commodities for sale to consumers. H. F. 1340, Gannon.

CONTAINERS—

General

- Motor vehicle registration certificate containers, no longer furnish. H. F. 1228, Kreamer.
- Packaging and labeling of commodities for sale to consumers. H. F. 1340, Gannon.

CONTRACTORS—

General

- Mechanic's liens, subcontractors. S. F. 1094, Reichardt, et al.

CONTRIBUTIONS—

General

- Statement of expenses, public office, political. S. F. 1133, Shaff.

CONVENTIONS—

General

- Repeal procedure for establishment of a convention to ratify amendments to the constitution of the United States. S. F. 1154, Doderer.

CORPORATIONS—

General

- Date of annual meeting of shareholders, corporations. H. F. 1051, commerce.
- Nonprofit corporation, property exempt from taxation, water. H. F. 1057, Bergman, et al.
- Corporations, other organizations, which solicit public donations, file statement of salaries and expenses. H. F. 1117, Freeman of Buena Vista, et al.
- Update Iowa income tax laws, adjusted gross income. S. F. 1182, ways and means.
- Officers and directors of insurance companies, etc., may be members of board of directors of any development corporation, etc. S. F. 1209, commerce; H. F. 1252, commerce.
- Real property owned, etc., or under construction by a nonprofit corporation shall be taxed. H. F. 1276, Welden.
- Indemnification of bank officers and directors. S. F. 1234, commerce.
- Prohibit certain corporations from engaging in farming and ranching operations. S. F. 1266, Orr.
- Allow agreements respecting the joint or common ownership of property used in generation, transmission, or distribution of electricity. S. F. 1306, judiciary.
- Indemnification of officers, directors, employees, and agents of business corporations. S. F. 1313, judiciary.

Officers

- Stockholders' meetings for certain corporations, location of. H. F. 1310, judiciary.

COSMETOLOGY—

General

- Granting of professional licenses, cosmetology. S. F. 1259, Conklin.

COUNCILMEN—

(See Cities and Towns, sub-ref. Councils)

COUNCILS—

(See Cities and Towns, sub-ref. Councils)

COUNTIES—General

General

- County expenditures, obsolete provisions. S. F. 1016, judiciary.
- Telephone companies provide common number for central law enforcement agency, each county. S. F. 1045, Gaudineer.
- Delinquent taxes, increase penalty. H. F. 1062, Battles.

- 1063, Battle.
Secondary roads adjoining counties, share costs. S. F. 1069, Lucken, et al.; H. F. 1084, Peterson, et al.
Increase maximum property tax levy for county general fund to 5 mills. H. F. 1067, Mendenhall.
Township financial aid to private cemeteries upon request. H. F. 1092, Dunton.
Increase mill levy for county agricultural extension education fund. S. F. 1097, county government.
All counties participate in the food stamp program. S. F. 1165, Walsh.
Voting rights, annexation, all vote. H. F. 1161, Grassley, et al.
Rights of county residents in annexation proceedings, municipal services, etc. H. F. 1217, Grassley, et al.
Increase maximum rate of interest, anticipatory bonds issued by townships to finance fire apparatus or equipment, etc. S. F. 1248, county government.
Corrects omission, chapter 209, section 187, Acts of 62nd General Assembly, change word 'insanity' to 'hospitalization'. S. F. 1272, judiciary.
Establish civil service for certain employees of county sheriffs. H. F. 1323, Crosier, et al.
Create an office of local affairs, appropriation. S. F. 1283, Walsh, et al.
Cities and counties establish zoning regulations to protect recreation areas. H. F. 1327, Iowa development.
Clarification of the Code, drainage and levee districts, exemption from taxation. H. F. 1332, county government; S. F. 1288, county government.
Counties may levy not to exceed one mill on a dollar or assessed valuation for the purpose of matching funds to cooperate with federal programs. S. F. 1289, county government.
Mandatory voter registration, cities 10,000 or more; counties 50,000 or more. S. F. 1304, state government.
Conduct a study of the current Iowa Code provisions and practices relating to county spending and fiscal policies, report to legislative council and 64th General Assembly. H. C. R. 129; H. J. 1199.

Attorneys

- Assistant county attorneys, county population. H. F. 1174, Roorda, et al.

Auditors

- Increase fees collected, real estate transfers, etc. H. F. 1018, Hanson of Howard-Mitchell, et al.
Board of tax review, equalizing orders, counties. S. F. 1068, Potgeter, et al.; H. F. 1098, Fischer of Grundy, et al.
All license fees and penalties for licensing of dogs be placed in the general fund of the county. H. F. 1249, Crabb.
Industrial, manufacturing and processing property including machinery, centrally assessed by director of revenue. S. F. 1222, Hougen.
Mandatory voter registration, cities 10,000 or more; counties 50,000 or more. S. F. 1304, state government.
Basic school tax, state equalization aid to public schools, and review of school district budgets. S. F. 1310, schools.
Exempt personal property tax on cattle, certain age, appropriation. H. F. 1362, appropriations.
Budgeting and financing of governmental programs. (Public safety, taxes—personal, county auditor, director of revenue, science, criminal code, roads and highways, streets, highway patrol, conservation commission, pollution, water, sewage, board of regents, area schools) S. F. 1312, appropriations.
Journals, bills and binders to be furnished free to county auditors. S. C. R. 101; S. J. 7 adopted; H. J. 21 adopted.

Conservation

- Reasons members of county conservation boards may be removed for cause. H. F. 1325, conservation and recreation.

Engineers

- Increase mileage and expenses of county engineers. S. F. 1104, Klink.

Health, Board of

- Tax levy to create a county public health fund. S. F. 1215, Doderer.

Recorder

- Homestead ownership proof to claim homestead tax credit. H. F. 1252, Warren.
Annual registration fee on all motorboats and sailboats in lieu of personal property taxes. S. F. 1261, Erskine; H. F. 1316, Shaw.

Social Welfare

- Administration of county social welfare programs to board of supervisors. H. F. 1100, Andersen.
Social services provide aid to county juvenile homes, appropriation. S. F. 1128, O'Malley, et al.
Every Medicaid recipient given monthly statement from doctor or other professional health care practitioner, drugs, etc. S. F. 1143, social services.

H. F. 1132, Andersen.
All counties participate in the food stamp program. S. F. 1165, Walsh.
Relieve counties of requirement they pay half nonfederally funded cost of ADC, blind assistance, and aid to disabled. H. F. 1291, Tapscott.
Remove the limitation on the levy for county poor fund. H. F. 1351, Tapscott.

Supervisors, board of

District court bailiffs, judge may employ. H. F. 1008, Huff.
Require vacancies on boards of supervisors be filled by special election. S. F. 1028, Neu; H. F. 1078, Knoblauch.
Legalize proceedings of board of supervisors of Dallas county, issuance of county home bonds, etc. S. F. 1038, Shirley; H. F. 1072, Rodgers.
Fee schedules for county ambulance services, boards of supervisors. S. F. 1051, Shaff.
Boards of supervisors regulate use of firearms in certain townships. H. F. 1053, Skinner.
Counties levy up to one-half mill property tax for civil defense purposes. H. F. 1069, Mendenhall.
Civil defense and emergency planning, county levy annual tax for. S. F. 1054, Arbuckle.
Property tax levy, board of supervisors, maximum increase of one mill. H. F. 1080, Corey; S. F. 1172, county government.
Administration of county social welfare programs to board of supervisors. H. F. 1100, Andersen.
Boards of supervisors purchase blanket bond for county employees. S. F. 1103, judiciary.
Increase mileage and expenses of county engineers. S. F. 1104, Klink.
Election precincts, size of, etc. S. F. 1111, Rigler.
Ambulance service expense fund boards of supervisors create. H. F. 1107, Hanson of Howard-Mitchell.
Establishment of zoos or zoological gardens. H. F. 1128, Lippold, et al.; S. F. 1212, Kosek and Welmer.
Establish revolving funds, expenses for maintenance of drainage or levee districts, boards of supervisors. H. F. 1129, Rex.
Administration of county social welfare programs to board of supervisors. H. F. 1122, Andersen.
Legalize and validate proceedings of board of supervisors, Mitchell county, issuance of county public hospital bonds, levy of taxes, etc. H. F. 1133, Hanson of Howard-Mitchell.
Determining compensation in eminent domain proceedings. H. F. 1149, Holden, et al.; S. F. 1171, county government.
Terms of office of certain county supervisors. H. F. 1154, county government.

Appointment of deputy sheriffs and secretaries in certain counties. H. F. 1144, Dunton, et al.

Increase amount boards of supervisors may spend for construction of repair of county buildings without submitting proposal. H. F. 1155, county government.

County zoning, election, all eligible voters. H. F. 1205, Brinck.

Transfer of portions of primary road system into secondary road system. H. F. 1284, Dougherty, et al.

County contingent funds, flexibility, boards of supervisors. S. F. 1240, county government.

Railroad crossing repairs. S. F. 1244, commerce.

Location of mailboxes on highways. H. F. 1296, Christensen.

Counties may levy not to exceed one mill on a dollar of assessed valuation for the purpose of matching funds to cooperate with federal programs. S. F. 1289, county government.

Remove the limitation on the levy for county poor fund. H. F. 1351, Tapscott.

Permits for large assemblages. S. F. 1314, law enforcement.

Authorize county supervisors to match grants for study, control and suppression of crime. S. F. 1316, county government.

Treasurer

Citizens' band radio operators licenses, special automobile registration plates. H. F. 1017, Nolting, et al.

Bond of a county treasurer, increase. H. F. 1225, Kluever.

All license fees and penalties for licensing of dogs be placed in the general fund of the county. H. F. 1249, Crabb.

Increase tax on mobile homes, allocation of the proceeds. H. F. 1268, ways and means.

Hospitals

County public hospitals, reversion of unappropriated funds. H. F. 1046, Graham.

Funds

Establish revolving funds, expenses for maintenance of drainage or levee districts, board of supervisors. H. F. 1129, Rex.

Legalize payment made for foster home care in Woodbury county. H. F. 1314, county government.

COUNTIES—Specific**Benton**

Legalize and validate proceedings of the board of directors area X district, Benton, Cedar, Iowa, Johnson, Jones, Linn and Washington counties, pension and retirement annuity plan. S. F. 1208, Potter, et al.

Boone

Legalize proceedings of board of directors of Perry community school district, Dallas, Boone and Greene, purchase of real estate. S. F. 1049, Shirley.

Buchanan

Legalize and validate proceedings of board of directors of Oelwein community school district, Fayette and Buchanan counties, school building bonds, taxes. H. F. 1190, Menefee.

Cedar

Legalize and validate proceedings of the board of directors area X district, Benton, Cedar, Iowa, Johnson, Jones, Linn and Washington counties, pension and retirement annuity plan. S. F. 1208, Potter, et al.

Clinton

Composition of representative districts, Clinton county. H. F. 1047, Camp and Pefton.

Composition of representative districts, Clinton county. H. F. 1111, constitutional amendments and reapportionment.

Dallas

Legalize proceedings of board of supervisors of Dallas county, issuance of county home bonds, etc. S. F. 1038, Shirley; H. F. 1072, Rodgers.

Legalize proceedings of board of directors of Perry community school district, Dallas, Boone and Greene, purchase of real estate. S. F. 1049, Shirley.

Delaware

Area vocational school for Delaware, Dubuque, and Jackson counties. S. F. 1077, Walsh, et al.; H. F. 1094, Ellsworth, et al.

Abatement of a sewage disposal problem, Colesburg. H. F. 1139, Blouin, et al.

Dubuque

Area vocational school for Delaware, Dubuque, and Jackson counties. S. F. 1077, Walsh, et al.; H. F. 1094, Ellsworth, et al.

Fayette

Legalize and validate proceedings of board of directors of Oelwein community school district, Fayette and Buchanan counties, school building bonds, taxes. H. F. 1190, Menefee.

Greene

Legalize proceedings of board of directors of Perry community school district, Dallas, Boone and Greene, purchase of real estate. S. F. 1049, Shirley.

Iowa

Legalize and validate proceedings of the board of directors area X district, Benton, Cedar, Iowa, Johnson, Jones, Linn and Washington counties, pension and retirement annuity plan. S. F. 1208, Potter, et al.

Jackson

Area vocational school for Delaware, Dubuque, and Jackson counties. S. F. 1077, Walsh, et al.; H. F. 1094, Ellsworth, et al.

Jasper

Legalize and validate procedures, Jasper county conservation board for construction of three toilets, Jasper county park. H. F. 1191, Roorda.

Johnson

Legalize and validate proceedings of the board of directors area X district, Benton, Cedar, Iowa, Johnson, Jones, Linn and Washington counties, pension and retirement annuity plan. S. F. 1208, Potter, et al.

Legalize and validate proceedings of board of directors of Mount Vernon community school district, Linn, Jones, and Johnson counties, purchase of real estate from Grace E. West and Gail West Hull, etc. H. F. 1278, Radl.

Jones

Legalize and validate proceedings of the board of directors area X district, Benton, Cedar, Iowa, Johnson, Jones, Linn and Washington counties, pension and retirement annuity plan. S. F. 1208, Potter, et al.

Legalize and validate proceedings of board of directors of Mount Vernon community school district, Linn, Jones, and Johnson counties, purchase of real estate from Grace E. West and Gail West Hull, etc. H. F. 1278, Radl.

Linn

Legalize and validate proceedings of the board of directors area X district, Benton, Cedar, Iowa, Johnson, Jones and Washington counties, pension and retirement annuity plan. S. F. 1208, Potter, et al.

Legalize and validate proceedings of board of directors of Mount Vernon community school district, Linn, Jones, and Johnson counties, purchase of real estate from Grace E. West and Gail West Hull, etc. H. F. 1278, Radl.

Mahaska

Legalize and validate special election of Twin Cedars community school district, Marion and Mahaska counties, school bonds, for addition. S. F. 1189, Laverty.

Marion

Legalize and validate proceedings of city council, Pella, Marion county, contract, steam turbine generator. H. F. 1140, Van Roekel.

Legalize and validate special election of Twin Cedars community school district, Marion and Mahaska counties, school bonds, for addition. S. F. 1189, Laverty.

Legalize use of an abandoned railway bridge in Marion county as part of their secondary road system. H. F. 1356, judiciary; S. F. 1305, judiciary.

Marshall

Transfer of real property, LeGrand consolidated school district, to Alfred J. Witham, corrects procedural defect. S. F. 1080, Mowry.

Mills

Legalize and validate proceedings of board of directors of Henderson consolidated school district, Mills county, sale of certain real property. H. F. 1307, judiciary.

Mitchell

Legalize and validate proceedings of board of supervisors, Mitchell county, issuance of county public hospital bonds, levy of taxes, etc. H. F. 1133, Hanson of Howard-Mitchell.

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Corrects legal description, conveyance of land in Page county. S. F. 1120, Bass.

Pottawattamie

Legalize payment made for foster home care in Pottawattamie county. H. F. 1315, county government.

Washington

Legalize and validate proceedings of the board of directors area X district, Benton, Cedar, Iowa, Johnson, Jones, Linn and Washington counties, pension and retirement annuity plan. S. F. 1203, Potter, et al.

Webster

Legalize and validate proceedings of the board of directors of Iowa central community college, area V, and Fort Dodge community school district, transfer of buildings, real estate, etc. S. F. 1271, higher education.

Election for Dayton, Iowa on proposition of continuing management and control of certain municipal utilities. H. F. 1324, cities and towns.

Woodbury

Legalize payment made for foster home care in Woodbury county. H. F. 1314, county government.

COURT—

(Also See Judiciary)

General

Grant witnesses immunity from criminal prosecution, etc. S. F. 1020, Gaudineer.

Estates exempt from inheritance tax. S. F. 1023, Glenn.

Probate inventories. S. F. 1031, Gaudineer.

Court costs in criminal cases. S. F. 1036, Conklin.

Departmental rules, responsibility on departments. S. F. 1042, Mowry.

Terms of court, removes obsolete reference. S. F. 1004, judiciary; H. F. 1024, judiciary.

Time of trial for persons held for a public offense, corrects. S. F. 1005, judiciary.

Release without bail of persons charged with crime, consider public interest. H. F. 1071, Kennedy of Dubuque.

Pleading considered filed on day delivered to clerk of court. S. F. 1070, judiciary.

Alternative courts of competent jurisdiction in forgery cases. S. F. 1076, law enforcement.

Increase cost of filing a mechanic's lien. S. F. 1089, Glenn; H. F. 1112, Schwartz.

Interpreters in legal proceedings, court. S. F. 1096, DeKoster and Griffin; H. F. 1131, Gannon and McCartney.

Justifiable defense of person or property. H. F. 1106, Graham, et al.

Actions for damages caused by negligence. H. F. 1125, McIntyre.

Judgment for damages against Mr. and Mrs. Edward Briney, appropriation. S. F. 1146, Van Glist.

Duty to give evidence, provide for granting witnesses immunity to prosecution, testimony. S. F. 1183, judiciary.

Johnston or Johnson and Kennedy or Chickasaw.
Defendant choose manner of punishment for offense, fine or jail sentence.
H. F. 1290, Johnston of Johnson.
Penalty for violations of the act regulating snowmobiles, simple nonindictable misdemeanors. S. F. 1298, law enforcement.
Public record, dissolution of marriage, separate maintenance, and annulment.
S. F. 1315, judiciary.

District

District court bailiffs, judge may employ. H. F. 1008, Huff.
Periodic child-support payments, fee. H. F. 1012, Voohees and Dougherty.
Supreme court may retire judges for disability, etc. S. J. R. 1002, judiciary.
Determining compensation in eminent domain proceedings. H. F. 1149, Holden, et al.; S. F. 1171, county government.
Judges of district and supreme court appointed by governor, approval of senate. H. J. R. 1003, Gannon.
Determination of number of district court judgeships and filling of vacancies.
H. F. 1226, Doyle, et al.
Remedies for damages caused by pipeline companies. S. F. 1248, commerce.
Official opinions of the attorney general to be advisory. H. F. 1297, Gannon.

Juvenile

Juvenile court records, seal if dismissed. S. F. 1107, Potgeter.

Municipal

Municipal court judges, regular and alternate. S. F. 1043, Mowry.
Increase salaries of bailiffs and clerks of the municipal courts. S. F. 1074, Walsh; H. F. 506, Andersen, et al. S.
Remove salary ceiling for municipal court clerks and bailiffs, city council set salaries. S. F. 1197, cities and towns.

Supreme

Supreme law clerks, increase salary. S. F. 1046, Gaudineer; H. F. 1073, Renda.
Supreme court may retire judges for disability, etc. S. J. R. 1002, judiciary.
Appropriation to supreme court, 63rd General Assembly, 1st session, correction. S. F. 1127, Mowry.
Publication of opinions of the supreme court. S. F. 1149, judiciary.
Determining compensation in eminent domain proceedings. H. F. 1149, Holden, et al.; S. F. 1171, county government.
Judges of district and supreme court appointed by governor, approval of senate. H. J. R. 1003, Gannon.
Determination of number of district court judgeships and filling of vacancies.
H. F. 1226, Doyle, et al.
Supreme court determine number of judicial districts, and their boundaries.
S. F. 1237, judiciary.
Official opinions of the attorney general to be advisory. H. F. 1297, Gannon.

Reporters

Court reporters, shorthand notes. H. F. 1010, Doyle and Dougherty.
Shorthand court reporters, compensation, etc. H. F. 1105, Huff; S. F. 253, DeKoster and Denman.

CREDIT—

General

Interest charges on disputed credit transactions. H. F. 1089, Andersen.
Retailers to disclose to customers real cost of credit, etc. H. F. 1160, McIntyre.
Prohibits issuance of unsolicited credit cards. S. F. 1247, Conklin.
Credit charges on retail installment sales, time, etc.; installment loans by banks. S. F. 1260, Arbuckle.
That a study of the uniform consumer credit code to determine benefits to the general public be made by the commerce committee and report to the 64th General Assembly in 1971. H. C. R. 126; H. J. 1123.
Conduct a study of the operation, personnel organization, and operating efficiency of the warehouse division of the commerce commission, also evaluation and investigation of the cost-sharing provisions of the agreement with the commodity credit corporation reinspections, report to be submitted to legislative council and 64th General Assembly. H. C. R. 145; H. J. 1618.

CREDIT CARDS—

General

Prohibits issuance of unsolicited credit cards. S. F. 1247, Conklin.

CRIME—

General

Justifiable defense of person or property. H. F. 1106, Graham, et al.
Liability of owner, property, damages suffered by a person, intent to commit a crime. S. F. 1147, Van Gilst.
Seizure, and impoundment of property in possession or proximity of persons lawfully arrested. H. F. 1301, Bennett.
Incurrence of injury or death of persons who enter the real property of another without invitation or license to do so, limit liability. H. F. 1302, Cochran and Pierson.

- 1329, law enforcement.
 Authorize county supervisors to match grants for study, control and suppression of crime. S. F. 1316, county government.
- Criminal code review study committees** give special attention to a review and consideration of Iowa laws concerning criminal trespass and justification in defense of person and property, report recommendations, etc. to 64th General Assembly, 1st session. H. C. R. 120; H. J. 989, 1689 withdrawn.
- CRIMINAL CODE—**
General
 Budgeting and financing of governmental programs. (Public safety, taxes—personal, county auditor, director of revenue, science, criminal code, roads and highways, streets, highway patrol, conservation commission, pollution, water, sewage, board of regents, area schools) S. F. 1312, appropriations.
- CRIMINAL PROCEDURE—**
General
 Court costs in criminal cases. S. F. 1036, Conklin.
 Release without bail of persons charged with crime, consider public interest. H. F. 1071, Kennedy of Dubuque.
- CRIMINALISTICS LABORATORY—**
General
 Create state criminalistics laboratory, appropriation. S. F. 1123, Arbuckle.
- CUSTODY—**
 (See Minors and/or Court)
- DEATH PENALTY—**
General
 Death penalty, eliminates obsolete provision. H. F. 1023, judiciary.
- DEBTS—**
General
 Property exempt from execution for debt. S. F. 1053, Messerly.
 Exemptions, debtor, garnishment of wages. H. F. 1087; Radl, et al.
 Retailers to disclose to customers real cost of credit, etc. H. F. 1180, McIntyre.
 Larceny of a security interest in collateral, repeals and reenacts section, constitutional requirement. S. F. 1218, judiciary.
- DECREES—**
General
 Extends dates of previous legalizing acts, judgments and decrees. S. F. 1066, Mowry and Rigler.
- DEDUCTIONS—**
General
 Deductions from net income. H. F. 1352, ways and means.
- DEEDS—**
General
 Taxation of real estate transfers. S. F. 1227, ways and means; H. F. 1289, Schmeiser, et al. S.
- DEPARTMENT OF HEALTH—**
 (See Health, Department of)
- DEPARTMENT OF REVENUE—**
 (See Revenue, Department of)
- DEPOSITS—**
General
 Deposits of public funds in banks, semiannual comparison, help prevent embezzlement. H. F. 1275, Priebe, et al.
- DEVELOPMENT—**
General
 Economic development activities of cities. H. F. 1320, Iowa development.
 Create the American revolution bicentennial commission, appropriation. H. F. 1339, Iowa development.
- DEVELOPMENT COMMISSION—**
General
 Primary road system, construct or improve economic and social development of Iowa. S. F. 1032, Gaudineer.
 Executive council proceed with negotiations to acquire Terrace Hill. S. J. R. 1008, Conklin and Schaben; H. J. R. 1006, Darrington and Newton.
 Include director of development commission as member of state fair board. H. F. 1326, Iowa development.
 Promote tourist attractions of this state. H. F. 1343, Iowa development.
- DISEASE—**
 (Also See Animals, sub-ref. Diseases)
General
 Rabies vaccination for dogs. H. F. 1074, Renda.
 Indemnification for swine destroyed in eradication of hog cholera. H. F. 1159, Priebe and Christensen; S. F. 1170, McGill, et al.
 Eradication of hog cholera. S. F. 1257, Agriculture.

DISTRICT COURT—
(See Courts, sub-ref. District)

DIVORCE—
General

Revision of Iowa law governing divorce and marriage annulment. H. F. 1156, judiciary.
Public record, dissolution of marriage, separate maintenance, and annulment. S. F. 1315, judiciary.

DOCKS—

General

Issuance of bonds for dock purposes. H. F. 1305, cities and towns.

DONATIONS—

General

Corporations, other organizations, which solicit public donations, file statement of salaries and expenses. H. F. 1117, Freeman of Buena Vista, et al.

DRAINAGE DISTRICTS—

General

Drainage laws, corrects. S. F. 1012, judiciary.
Construction of highways, other installations across right-of-way of a drainage or levee district, pipe replacement if. H. F. 1122, Priebe.
Establish revolving funds, expenses for maintenance of drainage or levee districts, boards of supervisors. H. F. 1123, Rex.
Clarification of the Code, drainage and levee districts, exemption from taxation. H. F. 1332, county government; S. F. 1288, county government.
That the board of trustees of Iowa river-Flint creek levee district No. 16 is urged to give consideration to the requests of the owners and residents of the cabins located in the Tama basin area. H. C. R. 144; H. J. 1558, 1636 adopted; S. J. 1420.

DRIVER EDUCATION—

(See Schools, sub-ref. Driver Education)

DRUGS—

(See Pharmacy)

EDITORIALS—

(See Printing; Publishing)

EDUCATION—

(See Schools, All sub-refs.)

EDUCATIONAL INSTITUTIONS—

(See Schools, sub-ref. Institutions)

ELECTIONS—

General

Nomination and election of members of the General Assembly, redistricting, etc. H. F. 1020, Goode.
Require vacancies on boards of supervisors be filled by special election. S. F. 1023, Neu; H. F. 1078, Knoblauch.
Require voter registration, all counties, population 50,000 or more. H. F. 1097, Camp and Drake.
Election precincts, size of, etc. S. F. 1111, Rigler.
Special elections, actions by board of directors of a school corporation, closing of schools. H. F. 1136, Darrington.
Certification of nominees, names on general election ballot, distribution of absentee ballots. S. F. 1162, county government.
Manner in which vacancies in the General Assembly are to be filled. H. J. R. 1004, Freeman of Buena Vista, et al.
Run-off election if no candidate receives at least forty-five percent of votes, officers in school districts. H. F. 1179, schools.
County zoning, election, all eligible voters. H. F. 1205, Brinck.
Persons elected to public office granted leave of absence from regular employment. H. F. 1214, Nolting.
Repeal requirement that each low-rent housing project must be approved by the voters. H. F. 1253, Tapscott.
Age qualifications, members of the General Assembly. H. J. R. 1007, Crosier, et al.
Election of directors in school districts. H. F. 1285, Dunton and Logue.
Election of school directors, at large, entire district. H. F. 1286, Dunton and Logue.
A proposition submitted to voters of a city or town may include several projects if. H. F. 1287, McIntyre.
Publication requirements of notice of election on school bonds. S. F. 1274, schools.
Issuance of bonds by school corporations, approved if more than 50 percent votes favorable. H. F. 1319, schools.
Election for Dayton, Iowa on proposition of continuing management and control of certain municipal utilities. H. F. 1324, cities and towns.

Election contests of Wilson L. Davis vs. Gilbert M. McCarty, appropriations. S. F. 1282, judiciary.

Special elections. S. F. 1284, Orr.

Mandatory voter registration, cities 10,000 or more; counties 50,000 or more. S. F. 1304, state government.

Create an election law study committee, submit final report to 64th General Assembly, 2nd session. H. C. R. 119; H. J. 828, 947.

ELECTRICITY—

General

Sanitary and improvement districts. S. F. 1039, Griffin.

Electric transmission lines, power of eminent domain exercised by electric utilities. H. F. 1150, Holden, et al.; S. F. 1185, county government.

Allow agreements respecting the joint or common ownership of property used in generation, transmission, or distribution of electricity. S. F. 1306, judiciary.

EMINENT DOMAIN—

General

Power of eminent domain, exceptions. S. F. 1135, county government; H. F. 1147, Holden and Gannon.

Determining compensation in eminent domain proceedings. H. F. 1149, Holden, et al.; S. F. 1171, county government.

Power of eminent domain exercised by pipeline companies. H. F. 1151, Holden, et al.; S. F. 1184, county government.

Electric transmission lines, power of eminent domain exercised by electric utilities. H. F. 1150, Holden, et al.; S. F. 1185, county government.

Remedies for damages caused by pipeline companies. S. F. 1243, commerce.

Inspection of property for damages caused by construction of pipelines. S. F. 1245, commerce.

Purchase or condemnation of property, alternative access. S. F. 1246, transportation; H. F. 271, Christensen, et al. S.

Authorize conservation commission to negotiate with landowners as to purchase of property rights, development of Coldwater Cave, report to General Assembly for proper funding, etc. H. C. R. 113; H. J. 531, 757.

That a select committee of nine members of both house and senate commerce committee be named to continue eminent domain study and report to be filed no later than January 15, 1971. H. C. R. 130; H. J. 1245, 1437 failed.

EMPLOYEES—

(See Employment, sub-ref. Employees; also State Government)

EMPLOYERS—

(See Employment, sub-ref. Employers)

EMPLOYMENT—

General

Collective bargaining in public employment. S. F. 1084, Nicholson and Gaudinier; H. F. 1096, Pelton and Millen.

Space for a public employee association, executive council assign. H. F. 1236, Kruse, et al.

Powers and duties of board of regents, its authority to employ and discharge faculty members. S. F. 1242, Messerly, et al.

Eliminate duplicate accident reporting between industrial commission and bureau of labor. H. F. 1266, Kehe.

Conduct study of employment practices of the department of public instruction, public safety, employment security commission, highway department and board of regents; recommendations made to 64th General Assembly, 1st session. H. C. R. 106; H. J. 261, 348 adopted; S. J. 342.

EMPLOYEES—

(Also See Schools, sub-ref. Employees)

Abolish merit system. S. F. 1026, Housen; H. F. 1123, Miller of Page, et al.

Increase ceiling of wages covered under IPERS and benefit formula. S. F. 1025, Walsh and O'Malley.

Increase formula retirement allowance for members of IPERS, etc. S. F. 1041, Griffin.

Restricting appearances before agencies of political subdivisions by state officials, employees, legislative, etc. S. F. 1044, Hill.

Labor disputes, picketing. S. F. 1106, Lucken, et al.

Payment of salaries and wages. H. F. 1141, Andersen.

Increase ceiling of wages covered under IPERS, etc. H. F. 1176, state government; S. F. 1217, state government. S.

Penalties for failure of employer to report necessary information to the employment security commission. H. F. 1181, Van Drie.

Vacations for state employees, new schedule. H. F. 1197, state government.

Rights of civil service employees. H. F. 1202, Andersen, et al.

Persons elected to public office granted leave of absence from regular employment. H. F. 1214, Nolting.

Military leaves of absence of civil employees, temporary. H. F. 1203, Ellsworth.

Indemnification of officers, directors, employees, and agents of business corporations. S. F. 1313, judiciary.

Appoint commission to study legislation providing that public employees can bargain collectively, etc., report findings and recommendations to the General Assembly and governor, Jan. 15, 1970. S. C. R. 34; S. J. 1424, 2nd session, S. J. 306 withdrawn.

Conduct study of state and local retirement systems and benefits available to public employees of Iowa, report findings and bills to 64th General Assembly, 1st session. S. C. R. 105; S. J. 331.

EMPLOYEES—

Labor disputes, picketing. S. F. 1106, Lucken, et al.

Variance from employment safety rules. S. F. 1124, Mowry.

Uniform standards for payment of wages by employers, etc. S. F. 1129, Sullivan, et al.

Penalties for failure of employer to report necessary information to the employment security commission. H. F. 1181, Van Drie.

Authorize cooperation between this state and other states extending a like comity in collection of delinquent unemployment contributions, etc. S. F. 1273, human and industrial relations.

Workmen's compensation act compulsory. S. F. 1281, human and industrial relations.

EMPLOYMENT AGENCIES—

(See Employment, All sub-refa.)

EMPLOYMENT SAFETY COMMISSION—

General

Variance from employment safety rules. S. F. 1124, Mowry.

Certain safety appliance requirements, dust, gases, etc. S. F. 1131, Mowry.

Employment safety commission adopt work rules. H. F. 1173, Kehe and Welden.

EMPLOYMENT SECURITY COMMISSION—

General

Penalties for failure of employer to report necessary information to the employment security commission. H. F. 1181, Van Drie.

Legalize and validate proceedings of the board of directors area X district, Benton, Cedar, Iowa, Johnson, Jones, Linn and Washington counties, pension and retirement annuity plan. S. F. 1208, Potter, et al.

Authorize cooperation between this state and other states extending a like comity in collection of delinquent unemployment contributions, etc. S. F. 1273, human and industrial relations.

Workmen's compensation act compulsory. S. F. 1281, human and industrial relations.

Conduct study of employment practices of the department of public instruction, public safety, employment security commission, highway department and board of regents; recommendations made to 64th General Assembly, 1st session. H. C. R. 106; H. J. 261, 348 adopted; S. J. 342.

ENVIRONMENTAL PRESERVATION—

General

Aerosol pesticide dispensers, prohibit use in restaurants and food establishments. H. F. 1059, Blouin, et al.

Create a fertilizer and pesticide review board, appropriation. H. F. 1198, environmental preservation.

Establish an environmental pollution control loan authority. H. F. 1335, Winkelman.

Establishment and administration of conservancy districts. H. F. 1336, environmental preservation.

Establishment of sanitary disposal projects, authorizing a tax therefor, provide penalties, appropriation. S. F. 1333, environmental preservation; H. F. 1337, environmental preservation. S.

Create an environmental control commission, appointment of a chief administrative officer. H. F. 1360, environmental preservation.

Ban on sale and use of DDT. H. F. 1064, Blouin, et al.

Iowa join pest control compact. S. F. 1195, Kyhl; H. F. 1255, Camp.

Prohibit sale, distribution, and use of DDT. S. F. 1176, Erskine.

Certain safety appliance requirements, dust, gases, etc. S. F. 1131, Mowry.

Budgeting and financing of governmental programs. S. F. 1312, appropriations.

Sanitary and improvement districts. S. F. 1039, Griffin.

Nonresident aerial commercial pesticide applicators. H. F. 1109, Waugh.

Use and application of pesticides. H. F. 1175, Strothman and Waugh.

Expenditures for air and water pollution control may be deducted for Iowa income tax purposes. H. F. 1194, Winkelman, et al.

Sales and use tax exemptions on expenditures for air and water pollution control. H. F. 1195, Winkelman, et al.

Exempt facilities used to control air and water pollution from property taxation. H. F. 1196, Winkelman, et al.

- Abatement of a sewage disposal problem, Colesburg. H. F. 1189, Blouin, et al.
- Interest rate on joint municipal sewer bonds, corrects. H. F. 1035, judiciary.
- Sewer opening exceeding one square foot, enclosed by a grate. H. F. 1164, Kennedy of Chickasaw and Johnston of Johnson.
- Budgeting and financing of governmental programs. (Public safety, taxes—personal, county auditor, director of revenue, science, criminal code, roads and highways, streets, highway patrol, conservation commission, pollution, water, sewage, board of regents, area schools) S. F. 1312, appropriations.
- I.S.U. of science and technology conduct research to determine whether and to what extent pollution hazards exist from use of agricultural chemicals in Iowa, report January 1, 1970. H. C. R. 15; H. J. 223, 246 adopted; S. J. 228, 2nd session, S. J. 56.
- Urge congress to establish uniform regulations for marking or distinguishing pesticides. H. C. R. 109; H. J. 810, 413 adopted; S. J. 406.
- That the General Assembly consider transmission of refuse and garbage across county lines to be an improper act by cities and their governing bodies. H. C. R. 124; H. J. 1101, 1454, 1479 adopted; S. J. 1375.
- That the water and air pollution control commissions be directed to prepare recommendations for the control of radiation emission and waste disposal and the safety of the nuclear power plant at Palo. H. C. R. 125; H. J. 1123, 1211.
- Request governor to proclaim first week in June of each year as Iowa anti-litter week. S. C. R. 114; S. J. 782.
- Request university extension service at I.S.U. of science and technology coordinate planning and implementation of public educational and community action anti-litter programs of public agencies and other organizations, etc. S. C. R. 115; S. J. 809.
- Drainage laws, corrects. S. F. 1012, judiciary.
- Construction of highways, other installations across right-of-way of a drain-or levee district, pipe replacement of. H. F. 1122, Priebe.
- Establish revolving funds, expenses for maintenance of drainage or levee districts, boards of supervisors. H. F. 1129, Rex.
- Clarification of the Code, drainage and levee districts, exemption from taxation. H. F. 1332, county government; S. F. 1238, county government.
- That the board of trustees of Iowa river-Flint creek levee district No. 16 is urged to give consideration to the requests of the owners and residents of the cabins located in the Tama basin area. H. C. R. 144; H. J. 1553, 1636 adopted; S. J. 1429.

EQUIPMENT—

General

- Reorganization of the executive functions of state government, create department of executive services—supplies, printing, purchasing, etc. S. F. 1236, state government.

EROSION—

(See Land)

ESTATES—

General

- Estates exempt from inheritance tax. S. F. 1023, Glenn.

ETHICS—

General

- Request ethics committee investigate alleged pressure by one or more members of the Iowa bankers association. H. R. 104; H. J. 829.

EVIDENCE—

(See Court, All sub-refs.)

EXAMINING BOARDS—

General

- Terms of office of the architectural examining board. H. F. 1171, Lawson; S. F. 1173, Curran.

EXCAVATION—

General

- Define services of evacuation and grading which are exempt from the service tax. S. F. 1280, ways and means.

EXECUTIVE COUNCIL—

General

- Executive council, allocation of additional funds to highway commission. H. F. 1006, Weiden.
- Iowa soldiers home file claims with U. S. veterans administration. S. F. 1109, Mowry, et al.; H. F. 1114, Fischer of Grundy, et al.
- Repeals requirement executive council must approve all transfer of moneys to local or county school boards, radio and TV facility board. S. F. 1160, Neu, et al.; H. F. 1193, Alt, et al.
- Executive council proceed with negotiations to acquire Terrace Hill. S. J. R. 1006, Conklin and Schaben; H. J. R. 1006, Darrington and Newton.

- 1236, refuse, et al.
Authorize exercise of a purchase-option by the Army board, appropriation, S. F. 1307, appropriations.
Reorganization of the executive functions of state government, create department of executive services—supplies, printing, purchasing, etc. S. F. 1236, state government.
Executive council requested not to approve purchase of land for a western Iowa university. H. C. R. 107; H. J. 262, 293-296, 301-302 adopted; S. J. 314, 318, 322, 340, 341, 353, 366, 370, 371, 372 adopted, 390, 414.
Executive council requested not to approve purchase of land for a western Iowa university. S. C. R. 104; S. J. 315, 318.

EXECUTIVE SERVICES—

General

- Reorganization of the executive functions of state government, create department of executive services—supplies, printing, purchasing, etc. S. F. 1236, state government.

EXEMPTIONS—

General

- Exemptions, debtor, garnishment of wages. H. F. 1087, Radi, et al.

EXPENDITURES—

General

- Requiring school boards set limits on expenditures for each educational program before budget is made. H. F. 1102, Kebe, et al.
Statement of expenses, public office, political. S. F. 1133, Shafl.
Limit increase in total school district expenditures to 5.7 percent. H. F. 1177, Grassley, et al.
Expenditures for air and water pollution control may be deducted for Iowa income tax purposes. H. F. 1194, Winkelman, et al.
Sales and use tax exemptions on expenditures for air and water pollution control. H. F. 1195, Winkelman, et al.
State aid to public schools, extraordinary expenditures. H. F. 1215, Welden.

FAIR EMPLOYMENT PRACTICES—

(See Employment, All sub-refs.)

FAIR HOUSING LAW—

(See Housing)

FAIR TRADE PRACTICES—

General

- Fair trade practices by motor vehicle franchisors. H. F. 1137, commerce; S. F. 1207, commerce.

FAIRS—

General

- Term of office, president of state fair board. H. F. 1088, Goode.
Include director of development commission as member of state fair board. H. F. 1326, Iowa development.

FARMS—

(See Agriculture, All sub-refs.)

FEDERAL AID—

General

- Director of social services, recipient of certain federal aid funds, corrects. S. F. 1001, judiciary.
Counties may levy not to exceed one mill on a dollar of assessed valuation for the purpose of matching funds to cooperate with federal programs. S. F. 1289, county government.
Authorize county supervisors to match grants for study, control and suppression of crime. S. F. 1316, county government.

FEDERAL GOVERNMENT—

General

- That President Nixon reconsider, in his 1970 budget, the proposed severe reduction of agricultural conservation funds and other conservation programs. S. C. R. 37; S. J. 1571, 1820, 1872, 2nd session, S. J. 54.
Rescind S. C. R. 13 as passed by the 63rd General Assembly, 1st session, 1969, and request congress call a convention to propose a revised amendment to the U. S. constitution regarding reapportionment. H. C. R. 103; H. J. 106, 1620 failed, 1638.
That members of the 63rd General Assembly support passage of H. R. 15368 now pending before congress relating to the manner of transporting alligator hides. H. C. R. 121; H. J. 990.
Urge General Assembly of the U. N., the secretary general of the U. N., Congress, and the President of the U. S. undertake a determined effort to seek compliance by the government of North Vietnam in honoring the provisions of the Geneva convention. H. C. R. 135; H. J. 1331, 1437 adopted; S. J. 1268, 1278, 1485-1437 adopted; H. J. 1678 adopted.
That the chief contributor to inflation is the enigma of Vietnam and that the President of the U. S. and Congress be petitioned to cease ac-

Senate and house journals and bills be mailed to senators Jack Miller and Harold E. Hughes, congressmen Fred Schwengel, John C. Culver, H. R. Gross, John H. Kyl, Neal Smith, Wiley Mayne, William J. Scherle and the council of state government at Lexington, Kentucky and Chicago, Illinois. S. C. R. 108; S. J. 57, 68 adopted; H. J. 75, 177 adopted.

That this legislature withdraws the application to congress to call a convention for proposing an amendment to the U. S. constitution regarding reapportionment under S. C. R. 13 as passed by the 63rd General Assembly, 1st session, 1969 and consider S. C. R. 18 null and void. S. C. R. 103; S. J. 113, 178.

Request congress implement that part of the study report published in April, 1969, dealing with welfare programs, Iowa then advance as to local school costs. S. C. R. 113; S. J. 781, 1483 adopted; H. J. 1715.

FEDERAL INTERNAL REVENUE—

General

Deductions from net income. H. F. 1352, ways and means.

FEDERAL TAX LIENS—

General

New procedures for federal tax lien registration. S. F. 1117, Mowry.

FEEDS—

(See Agriculture, sub-ref. Feeds)

FEES—

(Also See Motor Vehicles, sub-ref. Fees)

General

Increase fees collected, real estate transfers, etc. H. F. 1018, Hanson of Howard-Mitchell, et al.

Fee schedules for county ambulance services, boards of supervisors. S. F. 1051, Shaw.

Superintendent of banking charge separate for examination of small loan firms. S. F. 1103, Griffin; H. F. 1110, commerce.

Commercial feed and fertilizer inspection fees. H. F. 1104, Langland.

Ambulance service expense fund, boards of supervisors create. H. F. 1107, Hanson of Howard-Mitchell.

Increase fee for furnishing copy of a motor vehicle accident report. S. F. 1152, law enforcement.

Increase fee for furnishing copies of a driving record. S. F. 1153, law enforcement.

Inspection and regulation of boilers, fees. H. F. 1204, Pierson and Strand.

Safety regulations, surface mines and underground mines. H. F. 1220, Millen.

Increase fees for filing hospital liens. H. F. 1229, county government; S. F. 1255, county government.

Annual registration fee on all motorboats and sailboats in lieu of personal property taxes. S. F. 1261, Erskine; H. F. 1316, Shaw.

Registration fee of vehicles designed to carry property or more than nine passengers. S. F. 1270, transportation.

Permits and inspection fees for agricultural seed sold in this state. H. F. 1350, agriculture.

Increase license fees for hotels and food establishments and the licensing of school kitchens. H. F. 1355, appropriations.

Collection of fees from students at area schools. H. F. 1363, schools.

FELONY—

(See Law Enforcement)

FERTILIZER—

(See Agriculture, sub-ref. Fertilizer)

FINES—

General

Defendant choose manner of punishment for offense, fine or jail sentence. H. F. 1290, Johnston of Johnson.

Notice to commerce commission and law enforcement agencies by railroads shipping dangerous materials. H. F. 1323, Gannon.

FIRE—

General

Increase maximum rate of interest, anticipatory bonds issued by townships to finance fire apparatus or equipment, etc. S. F. 1243, county government.

Districts

Increase millage levy for operation of a benefited fire district to 2 mills. H. F. 1068, Mendenhall.

Marshal—State

Building entrances for handicapped persons. H. F. 1199, Dunton and Van Roekel.

FIREARMS—

(Also See Weapons)

General

Permits to carry concealed weapons, fees. S. F. 1047, Gaudineer.

Misuse of guns and firearms, penalties. H. F. 1116, Mendenhall.
Restrict use of firearms, occupied buildings. S. F. 1137, McGill.
Require dealers in handguns and ammunition, keep a register of sales. H. F. 1165, Kennedy of Chickasaw and Johnston of Johnson.

FIRE DISTRICTS—

(See Fire, sub-ref. Districts)

FIREMEN—

General

Retirement systems for policemen and firemen, based on 5 highest salaried years, etc. S. F. 1295, cities and towns.
Disabled and retired firemen and policemen, not under civil service. S. F. 1317, cities and towns.

FISH AND GAME—

(Also See Conservation, Hunting, and Licenses, Sub-Ref. Fish and Game)

General

Use of fish and game protection fund for capital improvements, clarify. H. F. 1084, judiciary.
Use of traps. S. F. 1085, McGill.
Protection of nongame birds. S. F. 1133, conservation and recreation.
Open season on mourning doves. S. F. 1191, Denman.
No hunting and fishing on private property without written consent. H. F. 1250, law enforcement.
Conservation commission directed to establish earliest possible date for hunting geese and ducks. H. C. R. 110; H. J. 410, 489.

FLOODS—

General

That the board of trustees of Iowa river-Flint creek levee district No. 13 is urged to give consideration to the requests of the owners and residents of the cabins located in the Tama basin area. H. C. R. 144; H. J. 1553, 1638 adopted; S. J. 1429.

FOODS—

General

Aerosol pesticide dispensers, prohibit use in restaurants and food establishments. H. F. 1059, Blouin, et al.
All counties participate in the food stamp program. S. F. 1165, Walsh.
Use of dead animals, pet food, S. F. 1186, Klink, et al.; H. F. 1231, Fisher of Greene, et al.
Excise tax on sale of certain agricultural commodities, market development, etc. S. F. 1235, agriculture; H. F. 1354, agriculture.
Inspection of hotels, restaurants, and food establishments by department of health. H. F. 1348, Mezvinsky and McIntyre.
Increase license fees for hotels and food establishments and the licensing of school kitchens. H. F. 1355, appropriations.

FRANCHISES—

General

Counties right to grant franchises for transit systems. S. F. 1167, Walsh.

FRAUDS—

General

Prohibit false reports and information regarding crimes and accidents. H. F. 1329, law enforcement.

FRUIT—

(See Foods, sub-ref. General)

FUEL TAX—

(See Taxes, sub-ref. Fuel)

FUNDS—

(Also See Schools, sub-ref. Funds)

General

Create an alcoholism rehabilitation fund. S. F. 1025, Smith, et al.; H. F. 1065, Bergman, et al.
Appropriations, insufficient funds. H. F. 1079, Andersen.

Counties

County public hospitals, reversion of unappropriated funds. H. F. 1046, Graham.
Deposits of public funds in banks, semiannual comparison, help prevent embezzlement. H. F. 1275, Priebe, et al.
County contingent funds, flexibility of supervisors. S. F. 1340, county government.

FUNERALS—

(See Burials)

GAS—

(Also See Taxes, sub-ref. Gas; Also Fuel)

Permit commerce commission to administer the natural gas pipeline safety act of 1962. S. F. 1277, commerce.

GENERAL ASSEMBLY—**General**

- Nomination and election of members of the General Assembly, redistricting, etc. H. F. 1020, Goode.
- Legislative members of the higher education facilities commission. H. F. 1037, judiciary.
- Interim appointments, members of the General Assembly serving. H. F. 1039, judiciary.
- Financial disclosure by legislators, state officials and judges. S. F. 1024, Glenn.
- Length of sessions by the General Assembly. S. F. 1037, Conklin; H. F. 1043, Lippold.
- Biennial sessions of the General Assembly. S. J. R. 1001, Reichardt.
- Restricting appearances before agencies of political subdivisions by state officials, employees, legislative, etc. S. F. 1044, Hill.
- Secretary of agriculture appointed by governor, approval of two-thirds of senate. S. F. 1082, Schaben.
- Provide means for General Assembly to convene itself into special session. H. J. R. 1001, Schroeder.
- Compensation of members of General Assembly, interim committees, special sessions, etc. H. F. 1120, Lipsky, et al.
- Manner in which vacancies in the General Assembly are to be filled. H. J. R. 1004, Freeman of Buena Vista, et al.
- Adjournment of the General Assembly. H. F. 1172, Welden.
- League of municipalities, reports and accounts filed annually with secretary of state, auditor, secretary of senate and chief clerk. S. F. 1280, cities and towns.
- Age qualifications, members of the General Assembly. H. J. R. 1007, Crosier, et al.
- Appointment of two deputy state comptrollers. S. F. 1235, Frommelt, et al.
- Recall S. F. 295 from governor for reconsideration. S. C. R. 32; S. J. 1251, 1238; 2nd session, S. J. 306 withdrawn.
- Appoint commission to study legislation providing that public employees can bargain collectively, etc., report findings and recommendations to the General Assembly and governor, January 15, 1970. S. C. R. 34; S. J. 1424; 2nd session, S. J. 306 withdrawn.
- Joint convention January 12, 1970, 1:30 p.m., state-of-the-state message. H. C. R. 101; H. J. 4 adopted; S. J. 5 adopted.
- All printed information, etc. intended for general distribution be distributed under the supervision of the sergeant-at-arms. H. C. R. 102; H. J. 45.
- Rescind S. C. R. 13 as passed by the 63rd General Assembly, 1st session, 1969, and request congress call a convention to propose a revised amendment to the U. S. constitution, regarding reapportionment. H. C. R. 103; H. J. 106, 1620 failed, 1638.
- Extend to the honorable Guy M. Gillette warmest wishes for a happy birthday, and express gratitude for his untiring efforts as a statesman for the people of Iowa. H. C. R. 103; H. J. 287, 302 adopted; S. J. 312 adopted.
- That the General Assembly express appreciation of the service of the late honorable Ben Jensen and sympathy to the members of his family. H. C. R. 111; H. J. 416, 427 adopted; S. J. 425 adopted.
- Extend to the Drake University basketball team full support and backing in the NCAA regional tournament and commend the team for their outstanding season. H. C. R. 116; H. J. 755, 766 adopted; S. J. 745 adopted.
- Extend to the University of Iowa basketball team full support and backing in the NCAA regional tournament and commend the team for their outstanding season. H. C. R. 117; H. J. 755, 766 adopted; S. J. 746 adopted.
- That members of the 63rd General Assembly support passage of H. R. 15368 now pending before congress relating to the manner of transporting alligator hides. H. C. R. 121; H. J. 990.
- Joint convention, governor Robert D. Ray invited to deliver a special message March 25, 1970 at 11:00 a.m. H. C. R. 128; H. J. 1191 adopted; S. J. 1040 adopted.
- Adjournment, Friday, April 10, 1970 at five o'clock p.m. H. C. R. 134; H. J. 1287, 1462.
- That the chief clerk of the house and the secretary of senate prepare a certificate of service for each page commending them for their excellent performance of the tasks assigned. H. C. R. 138; H. J. 1423, 1463 adopted; S. J. 1291, 1357 adopted.
- Claims processed by state appeal board and rejected by joint claims committee be considered by senate and house and action by joint committee rejecting same be approved. H. C. R. 141; H. J. 1460, 1643, 1668 adopted; S. J. 1441, 1484 adopted.
- That the 63rd General Assembly pledge its support for the youth in government program. H. C. R. 142; H. J. 1461, 1513 adopted; S. J. 1330, 1411 adopted.
- Journals, bills and binders to be furnished free to county auditors. S. C. R. 101; S. J. 7 adopted; H. J. 21 adopted.
- Senate and house journals and bills be mailed to senators Jack Miller and

- H. R. Gross, John A. Kyt, Neal Smith, Wiley Mayne, William J. Scherle and the council of state governments at Lexington, Kentucky and Chicago, Illinois. S. C. R. 102; S. J. 57, 63 adopted; H. J. 75, 177 adopted.
- That this legislature withdraws the application to congress to call a convention for proposing an amendment to the U. S. constitution regarding reapportionment under S. C. R. 13 as passed by the 63rd General Assembly, 1st session, 1969 and consider S. C. R. 13 null and void. S. C. R. 103; S. J. 118, 178.
- Reapportionment of the legislature. S. C. R. 103; S. J. 549, 750.
- That the president of the senate and speaker of the house be presented with the chairs occupied by them during the 63rd General Assembly. S. C. R. 111; S. J. 620, 1193 adopted; H. J. 1341.
- That the joint rules of the General Assembly be suspended and H. F. 633 reconsidered. S. C. R. 116; S. J. 810, 816, 822.
- Extend heartfelt congratulations to the Davenport Blue Devils in becoming the boys state high school class AA basketball champions. S. C. R. 121; S. J. 1013, 1019 adopted; H. J. 1163, 1196 adopted.
- Extend heartfelt congratulations to the Paullina Panthers in becoming the boys state high school class A basketball champions. S. C. R. 122; S. J. 1014, 1020 adopted; H. J. 1163, 1196 adopted.
- Extend congratulations to coach Harold Nichols and the Iowa State University wrestling team in winning the NCAA wrestling tournament. S. C. R. 123; S. J. 1098, 1104, 1107 adopted; H. J. 1253, 1287 adopted.
- Adjournment, Friday, April 10, 1970 at five o'clock p.m. S. C. R. 125; S. J. 1148, 1360 adopted; H. J. 1572, 1598 adopted, 1638, 1706, 1722 adopted; S. J. 1493 adopted.
- Amend S. C. R. 38 adopted 1st session, 63rd General Assembly; change 1969 to 1970 and 1970 to 1971. S. C. R. 126; S. J. 1164, 1193 adopted; H. J. 1842, 1709 adopted.
- That the 63rd General Assembly urge football games be scheduled between U. of I. and I. S. U. S. C. R. 128; S. J. 1247, 1469 withdrawn.
- Members of 63rd General Assembly express appreciation for the success of the Rubella Immunization program. S. C. R. 129; S. J. 1274, 1305, 1411, 1412 adopted; H. J. 1639, 1677 adopted.
- That the General Assembly urge the United Nations to intercede on behalf of American prisoners in North Vietnam as provided in the Geneva convention. S. C. R. 131; S. J. 1338.
- That the legislature indicate its approval of the moratorium on rules and regulations re board of public instruction as called for by Governor Robert D. Ray, also seek economics in operation of schools, etc. S. C. R. 132; S. J. 1375, 1403.
- Express personal sympathy to representative Andrew Varley and Mrs. Varley in the loss of Mrs. Varley's father, Mr. Carl Saucke. H. R. 101; H. J. 161, 177 adopted.
- Sincere sympathy and condolences to Burl B. Beam, assistant chief clerk and his brothers, Charles, George and Max Beam in the loss of their mother, Katie Ruth Beam. H. R. 102; H. J. 534, 573 adopted.
- That Frank Nye, legislative reporter of the Cedar Rapids Gazette, be admirably commended for his impartial reporting of the news of the General Assembly. H. R. 103; H. J. 588.
- Express personal sympathy to representative Walter V. Langland and his family in the loss of his mother, Mrs. Clara Langland. H. R. 105; H. J. 989, 1005 adopted.
- Extend heartfelt congratulations to the Manilla Hawkettes, and commend them for their splendid example of sportsmanship, etc. H. R. 106; H. J. 1037, 1050 adopted.
- Extend full congratulations to the Montezuma school and girls basketball team for their outstanding season. H. R. 107; H. J. 1064, 1074 adopted.
- A special 'thank you' to the pages for the red roses and their efficiency and friendly manner from the lady staff members and the secretaries. H. R. 108; H. J. 1305, 1340 adopted.
- Sincere sympathy and condolences to representative William Winkelman and his family in the loss of his mother, Marjorie (Pratt) Wiakelman. H. R. 109; H. J. 1578 adopted.
- That the 63rd General Assembly urges that football games be scheduled during the 1971-72 football season between U. of I. and I. S. U. H. R. 110; H. J. 1710 adopted.
- Extend sincere condolences to Fred, Fritz and Judy Goreham in the loss of their wife and mother, Helen Goreham, bill room clerk in the Senate. S. R. 101; S. J. 509, 517 adopted.
- That Frank Nye, legislative reporter of the Cedar Rapids Gazette, be admirably commended for his impartial reporting of the news of the General Assembly. S. R. 103; S. J. 535.
- Extend congratulations to Senator Quentin V. Anderson and Mrs. Rita Anderson on the birth of their daughter, Cherri Lea Anderson. S. R. 104; S. J. 1097, 1110 adopted.
- Senate reaffirms the wisdom of not approving legalizing acts under certain

- circumstances and encourages future members to do likewise. S. R. 106; S. J. 1273, 1305, 1409, 1410, 1456 adopted.
- That the 63rd General Assembly urges that football games be scheduled during the 1971-72 football season between U. of I. and I. S. U. S. R. 106; S. J. 1473, 1475 adopted.
- GENERAL CONTINGENT FUND—**
(See Appropriations, sub-ref. Funds)
- GENERAL FUND—**
(See Appropriations, sub-ref. Funds)
- GEOLOGY—**
General
Licensing and regulation of water well and pump installation contractors. S. F. 1210, Messerly.
- GOVERNMENTAL AFFAIRS—**
(See State Government, All sub-refs.)
- GOVERNOR—**
General
Secretary of agriculture appointed by governor, approval of two-thirds of Senate. S. F. 1082, Schaben.
Provide means for General Assembly to convene itself into special session. H. J. R. 1001, Schroeder.
Judges of district and supreme court appointed by governor, approval of Senate. H. J. R. 1003, Gannon.
Appointment of superintendent of public instruction by the governor. S. F. 1201, Nicholson, et al.; H. F. 1247, Shaw, et al.
Reorganization of the executive functions of state government, create department of executive services; supplies, printing, purchasing, etc. S. F. 1236, state government.
Abolish Iowa comprehensive alcoholism project. S. F. 1241, judiciary.
Governor appoint commissioner, conservation commission. H. F. 1295, Fischer of Grundy.
Repeal S. F. 385, 63rd General Assembly, second session. S. F. 1254, judiciary.
Create an office of local affairs, appropriation. S. F. 1283, Walsh, et al.
Special elections. S. F. 1284, Orr.
Reorganization of the Iowa liquor control commission, director appointed by governor. S. F. 1297, state government.
Change the medical assistance act, or medicaid law. H. F. 1346, social services.
Method of selection and term of office of members of board of public instruction. H. F. 1347, state government.
Transferring the issuing of commissions to notaries public from the governor to secretary of state, increase fee. S. F. 1302, state government.
Create an environmental control commission, appointment of a chief administrative officer. H. F. 1360, environmental preservation.
That the ad hoc committee created by the budget and financial control committee and the governor be commended for reviewing the state's budgetary procedures with implemented recommendations and innovations, urged to continue its study and make periodical reports of progress, etc. H. C. R. 123; H. J. 1100, 1351 adopted; S. J. 1225, 1442 adopted.
Request governor to proclaim first week in June of each year as Iowa anti-litter week. S. C. R. 114; S. J. 782.
That the ad hoc committee created by the budget and financial control committee and the governor be commended for reviewing the state's budgetary procedures with implemented recommendations and innovations, urged to continue its study and make periodical reports of progress, etc. S. C. R. 120; S. J. 1012.
That the recommendations of the governor's economy committee may be prepared for consideration by the 64th General Assembly. S. C. R. 133; S. J. 1376.
- GRADING—**
General
Define services of excavation and grading which are exempt from the service tax. S. F. 1280, ways and means.
- GRAIN—**
(See Agriculture, sub-ref. Grains)
- GUARDIAN—**
(See Minors)
- GUNS—**
(See Firearms and Weapons)
- HABEAS CORPUS—**
General
Court reporters, shorthand notes. H. F. 1010, Doyle and Dougherty.
- HALLS—**
General

HANDICAPPED—

General

- Public school districts provide special education programs for preschool children, handicapped. S. F. 1164, Walsh.
- Building entrances for handicapped persons. H. F. 1199, Dunton and Van Roekel.
- Homestead tax credit, 65 or over, include disabled persons. H. F. 1235, Jesse, et al.
- Remove the limitation on the levy for county poor fund. H. F. 1351, Tapscott.
- Conduct study of feasibility of establishing a home or homes for handicapped, report findings, etc. to 64th General Assembly. H. C. R. 118; H. J. 806, 848 adopted; S. J. 832, 852, 1058, 1804.

HEALTH—

General

- Tax levy to create a county public health fund. S. F. 1215, Doderer.
- Establish state board of residential care standards, etc. H. F. 1283, social services.
- Smoking in conveyances used in public transportation of passengers. H. F. 1353, Mezvinsky, et al.
- Conduct study of all administrative activities of the departments of health and agriculture, recommending reorganization, etc., to General Assembly. H. C. R. 112; H. J. 447, 848 adopted; S. J. 831, 852.
- Create committee to conduct detailed study, during 1970 interim of the causes of health care costs in Iowa and submit report to legislative council and 64th General Assembly. H. C. R. 140; H. J. 1451, 1506 failed.
- Conduct study of the relationship between the department of health and social services, report findings, etc. to legislative council. S. C. R. 118; S. J. 878, 879.
- Members of 63rd G. A. express appreciation for the success of the Rubella immunization program. S. C. R. 129; S. J. 1274, 1306, 1411-1418 adopted; H. J. 1639, 1677 adopted.

Health, Department of

- German measles immunization program, appropriation. H. F. 1085, Blouin; S. F. 1095, Doderer.
- Abatement of a sewage disposal problem, Colesburg. H. F. 1139, Blouin, et al.
- Implement legislation, migratory labor, department of health, appropriation. H. F. 1162, Tapscott.
- Definition, licensing, inspection, etc. of health care facilities, rules, enforcement procedures, etc. H. F. 1243, social services; S. F. 1253, social services.
- Rules, regulations, etc., remove requirement department of health must assume burden of proof, nursing and custodial homes. H. F. 1254, social services.
- Granting of professional licenses, cosmetology. S. F. 1259, Conklin.
- License and regulate the operation of clinical laboratories, etc. H. F. 1312, Mezvinsky.
- Increase salary of the commissioner of health. S. F. 1275, appropriations.
- Commissioner of public health not required to be physician. H. F. 1321, social services.
- Establishment of sanitary disposal projects, authorizing a tax therefor, provide penalties, appropriation. S. F. 1232, environmental preservation; H. F. 1337, environmental preservation. S.
- Require inspection of funeral establishments. H. F. 1342, state government; S. F. 1303, state government.
- Inspection of hotels, restaurants, and food establishments by department of health. H. F. 1348, Mezvinsky and McIntyre.

Mental

- Financial relief to mentally ill persons, \$700,000 appropriation. H. F. 1213, Baker.
- Transfer money remaining from the capital improvements appropriation to department of social services for phase I completion of Iowa security medical facility at Oakdale. S. F. 1269, Doderer.

HIGHER EDUCATION FACILITIES—

(Also See Colleges, Universities, and Schools)

General

- Tuition grants, eligibility for, method of computing the amount. H. F. 1045, Radl.
- Elective board of regents govern institutions of higher learning. S. F. 1132, Messerly.
- Institutions of higher learning, boards of regents, economic conditions, corrects. S. F. 1003, judiciary.
- Board of regents institutions invest in offerings of federal agencies as well as guaranteed. S. F. 1156, higher education; H. F. 1189, higher education.

- sity. H. F. 1167, Crabb; S. F. 1187, higher education.
 Biennial appropriation of the higher education facilities commission, administrative, tuition grants. S. F. 1202, higher education.
 Tuition grants, financial need, full-time graduate students. S. F. 1211, O'Malley, et al.
 Powers and duties of board of regents, its authority to employ and discharge faculty members. S. F. 1242, Messerly, et al.
- Commission**
 Legislative members of the higher education facilities commission. H. F. 1037, judiciary.
 Scholarships and tuition grants for non-Caucasian students. S. F. 1112, Reichardt, et al.

**HIGHWAY COMMISSION—
 (Also See Roads and Highways)**

General

- Executive council, allocation of additional funds to highway commission. H. F. 1008, Weiden.
 Primary road system, construct or improve economic and social development of Iowa. S. F. 1032, Gaudineer.
 Payments and assistance to persons required to relocate residence, etc., highway purposes. S. F. 1055, transportation.
 Installation of limited access diagonal highways. S. F. 1098, Clarke, et al.; H. F. 1101, Edgington, et al.
 Funds for administrative purposes, highway commission, appropriated, etc. as other funds. H. F. 1103, transportation.
 Information furnished property owners in negotiations for land for highway purposes. S. F. 1136, county government; H. F. 1148, Holden, Stromer, and Gannon.
 Constructing and maintaining interstate toll bridges, limit use of primary highway funds. H. F. 1138, transportation; S. F. 1188, transportation.
 Highway commission compensate municipalities for relocation of utilities, highway construction projects. H. F. 1218, Lipsky, et al.; H. F. 1267, Lipsky, et al.
 Amount of primary road construction fund to be expended for maintenance in cities and towns. S. F. 1219, Kosek and Potter; H. F. 1273, Wells, et al.
 Amount of funds authorized to be expended for primary road system improvements in cities and towns. S. F. 1220, Kosek and Potter; H. F. 1280, Crosler, et al.
 Condemnation proceedings for highway purposes, 180 days notice. H. F. 1256, transportation.
 Transfer of portions of primary road system into secondary road system. H. F. 1284, Dougherty, et al.
 Railroad crossing repairs. S. F. 1244, commerce.
 Location of mailboxes on highways. H. F. 1296, Christensen.
 Uniform traffic-control devices, responsibility of highway commission. S. F. 1264, transportation.
 Construction of an administration building for highway commission. H. F. 1330, appropriations.
 Repair and improvement of maintenance facilities under highway commission, funds taken from primary road fund. H. F. 1331, appropriations; S. F. 1286, appropriations.
 Appropriate funds from primary road fund to highway commission for payment of claims. H. F. 1357, appropriations.
 Appropriate funds from primary road fund to highway commission, expenses incurred in administering the merit system. H. F. 1353, appropriations.
 Conduct study of employment practices of the department of public instruction, public safety, employment security commission, highway department and board of regents; recommendations made to 64th General Assembly, 1st session. H. C. R. 106; H. J. 261, 348 adopted; S. J. 342.
 Conduct study and determine the exact amount of funds available to the highway commission, manner of expending and allocating, report to legislative council and 64th General Assembly. H. C. R. 136; H. J. 1332, 1437 adopted; S. J. 1269, 1437 adopted.
 Conduct study and determine the exact amount of funds available to the highway commission, manner of expending and allocating, report findings and recommendations to legislative council and 64th General Assembly. S. C. R. 127; S. J. 1164.

HIGHWAY SAFETY PATROL—

General

- Revise section establishing highway patrol. H. F. 1022, judiciary.
 Highway patrol vehicles equipped for use as ambulances, certain number. S. F. 1022, Hougren.
 State ambulance service, highway patrol. H. F. 1300, Pelton.
 Public school transportation, distance, bus inspection, reimbursements. S. F. 1309, schools.

personal, county auditor, director of revenue, science, criminal code, roads and highways, streets, highway patrol, conservation commission, pollution, water, sewage, board of regents, area schools) S. F. 1812, appropriations.

HIGHWAYS—

(See Roads and Highways)

HOMES—

General

Conduct study of feasibility of establishing a home or homes for handicapped, report findings, etc. to 64th General Assembly. H. C. R. 118; H. J. 306, 848 adopted; S. J. 832, 852, 1058, 1304.

Conduct study of nursing, custodial, adult foster, and boarding homes and other such institutions, etc. which provide care and treatment to aged, ill, and infirm persons, report findings to legislative council S. C. R. 117; S. J. 878.

Custodial

Definition, licensing, inspection, etc. of health care facilities, rules, enforcement procedures, etc. H. F. 1243, social services; S. F. 1258, social services.

Payments to nursing homes and custodial homes, families, etc., supplement cost of care. S. F. 1318, social services.

Foster

Definition, licensing, inspection, etc. of health care facilities, rules, enforcement procedures, etc. H. F. 1243, social services; S. F. 1258, social services.

Establish state board of residential care standards, etc. H. F. 1283, social services.

Legalize payment made for foster home care in Woodbury county. H. F. 1314, county government.

Legalize payment made for foster home care in Pottawattamie county. H. F. 1315, county government.

Juvenile

Social services provide aid to county juvenile homes, appropriation. S. F. 1128, O'Malley, et al.

Nursing

Definition, licensing, inspection, etc. of health care facilities, rules, enforcement procedures, etc. H. F. 1243, social services; S. F. 1258, social services.

Establish state board of residential care standards, etc. H. F. 1283, social services.

Payments to nursing homes and custodial homes, families, etc., supplement cost of care. S. F. 1318, social services.

HOMESTEAD CREDIT—

General

Double homestead tax credit, 65 or older, etc. H. F. 1058, Langland and Tieden.

Homestead tax credit, veterans, transferable to new homestead. S. F. 1141, Potter, et al.

Homestead tax credit for elderly persons. H. F. 1124, Hansen of Black Hawk.

Homestead tax credit, 65 or older, taxable income and net income. H. F. 1224, Crabb.

Homestead tax credit, 65 or over, include disabled persons. H. F. 1235, Jense, et al.

Homestead ownership proof to claim homestead tax credit. H. F. 1253, Warren.

Homestead tax credit, additional, 65 years or older, etc. S. F. 1278, ways and means.

HOSPITALIZATION—

General

Corrects omission chapter 209, section 187, Acts of 62nd General Assembly, change word 'insanity' to 'hospitalization'. S. F. 1272, judiciary.

HOSPITALS—

General

County public hospitals, reversion of unappropriated funds. H. F. 1046, Graham.

Increase fees for filing hospital liens. H. F. 1229, county government; S. F. 1255, county government.

Use of oxygen in hospitals, safety factors. H. F. 1230, Bennett.

HOTELS—

General

Inspection of hotels, restaurants, and food establishments by department of health. H. F. 1348, Mezviasky and McIntyre.

Increase license fees for hotels and food establishments and the licensing of school kitchens. H. F. 1355, appropriations.

HOUSING—**General**

- Rental deposits, penalties. H. F. 1158, Johnston of Johnson, et al.
 Increase maximum income for persons eligible for low-rent housing. H. F. 1203, Alt; S. F. 1252, Doderer.
 Repeal requirement that each low-rent housing project must be approved by the voters. H. F. 1258, Tapscott.

HUNTING—**General**

- Hunting from aircraft or snowmobiles, illegal. H. F. 1004, Stromer, et al.
 Use of traps. S. F. 1085, McGill.
 Restrict use of firearms, occupied buildings. S. F. 1137, McGill.
 Protection of nongame birds. S. F. 1133, conservation and recreation.
 Open season on mourning doves. S. F. 1191, Denman.
 No hunting and fishing on private property without written consent. H. F. 1250, law enforcement.
 Deer hunting licenses of landlords and tenants. H. F. 1313, conservation and recreation.
 Conservation commission directed to establish earliest possible date for hunting geese and ducks. H. C. R. 110; H. J. 410, 489.

Conservation Commission**(See Conservation)****Licenses****(See Licenses, sub-ref. Hunting)****INCOME TAX—****(See Taxes, sub-ref. Income)****INDUSTRIAL COMMISSION—****General**

- Eliminate duplicate accident reporting between industrial commission and bureau of labor. H. F. 1266, Kehe.
 Workmen's compensation act compulsory. S. F. 1281, human and industrial relations.

INDUSTRY—**General**

- Assessment, etc. on municipal property acquired in support of industrial projects. S. F. 1088, ways and means.
 Industrial, manufacturing and processing property including machinery, centrally assessed by director of revenue. S. F. 1222, Hogen.
 Granting of easements by a municipality, project construction, etc., industry. H. F. 1306, cities and towns.

INHERITANCE TAX—**(See Taxes, sub-ref. Inheritance)****INSPECTIONS—****General**

- Commercial feed and fertilizer inspection fees. H. F. 1104, Langland.
 Inspection of property for damages caused by construction of pipelines. S. F. 1245, commerce.
 Require inspection of funeral establishments. H. F. 1342, state government; S. F. 1303, state government.
 Inspection of hotels, restaurants, and food establishments by department of health. H. F. 1348, Mezvinsky and McIntyre.
 Permits and inspection fees for agricultural seed sold in this state. H. F. 1350, agriculture.
 Public school transportation, distance, bus inspection, reimbursements. S. F. 1369, schools.

INSTITUTIONS—**(See Schools, sub-ref. Institutions; see Penal Institutions; see Health, sub-ref. Mental; and see Hospitals, sub-ref. Mental)****INSURANCE—****General**

- Waterworks employees group insurance. H. F. 1081, Alt, et al.
 Waterworks employees group insurance, dependents. H. F. 1082, Alt, et al.
 Covered claims paid in event of an insurer's insolvency. S. F. 1102, commerce; H. F. 1168, commerce.
 Disposition of unclaimed property, Iowa receive postal savings accounts of Iowa residents, filing requirements. S. F. 1110, Mowry.
 Termination of insurance agency contracts. S. F. 1116, commerce.
 Investment of funds of life insurance companies, Asian development bank. H. F. 1169, Van Drie, et al.
 Iowa join pest control compact. S. F. 1195, Kyhl; H. F. 1255, Camp.
 Regulate insurance holding company systems. S. F. 1203, commerce; H. F. 1264, commerce.
 Officers and directors of insurance companies, etc. may be members of board of directors of any development corporation, etc. S. F. 1209, commerce; H. F. 1252, commerce.

Group automobile and other types of casualty insurance. H. F. 1267, commerce, et al.
Regulate rates, etc. charged for credit life, accident and health insurance. S. F. 1251, commerce.
Group life insurance policy may be assigned to anyone with an insurable interest in the life of the insured. S. F. 1253, Balloun, et al.; H. F. 1318, Mohrfeld, et al.

INTEREST—

General

Bank loan reference in the security interest statutes, correction. H. F. 1026, judiciary.
Interest rate on joint municipal sewer bonds, corrects. H. F. 1035, judiciary.
Maximum rate of interest on general obligation bonds, school corporations. H. F. 1053, commerce; S. F. 1071, Frey.
Delinquent taxes, increase penalty. H. F. 1062, Battles.
Rates of interest and interest penalty for redemption of real property. H. F. 1063, Battles.
Extends dates of previous legalizing acts relating to special limitations of actions, recovery of interests in real estate. S. F. 1057, Mowry and Rigler.
Delinquent taxes, increase penalty. S. F. 1029, Lamborn.
Interest charges on disputed credit transactions. H. F. 1089, Andersen.
Issuance of public bonds, may exceed millage limitation, 1st year. S. F. 1139, Lamborn, et al.; H. F. 1184, Hansen of Black Hawk, et al.
Issuance of school bonds, may exceed millage limitation, 1st year. S. F. 1140, Lamborn, et al.; H. F. 1183, Hansen of Black Hawk, et al.
Interest rate increases paid by industrial loan companies be paid on prior issues as well. H. F. 1271, Fischer of Grundy.
Increase maximum rate of interest, anticipatory bonds issued by townships to finance fire apparatus or equipment, etc. S. F. 1248, county government.

INTERIM COMMITTEES—

General

Interim appointments, members of the General Assembly serving. H. F. 1089, judiciary.
Standing committee members studying legislation relating to state institutions to visit same during each biennium. H. F. 1113, Van Drie.
Establish interim committee to study millage levy and related areas of financial support for area vocational school and community college districts. S. J. R. 1003, Potgeter; H. J. R. 1005, Weiden, et al.

INTERNAL REVENUE—

(See Federal Internal Revenue)

INTERPRETERS—

General

Interpreters in legal proceedings, court. S. F. 1096, DeKoster and Griffin; H. F. 1181, Gannon and McCartney.

INTERSTATE COOPERATION—

General

Members of interstate cooperation commission receive per diem payments. S. F. 1221, Kyhl, et al.; H. F. 1266, Camp, et al. and H. F. 1317, appropriations.

INTOXICATION—

General

Expand definition of peace officer, determining intoxication. H. F. 1187, Nielsen, et al.

INVENTORIES—

General

Probate inventories. S. F. 1031, Gaudineer.

INVESTMENTS—

General

Board of regents institutions invest in offerings of federal agencies as well as guaranteed. S. F. 1156, higher education; H. F. 1139, higher education.
Investment of funds of life insurance companies, Asian development bank. H. F. 1169, Van Drie, et al.
Regulate insurance holding company systems. S. F. 1203, commerce; H. F. 1264, commerce.
Officers and directors of insurance companies, etc. may be members of board of directors of any development corporation, etc. S. F. 1209, commerce; H. F. 1252, commerce.

IOWA DEVELOPMENT COMMISSION—

(See Development Commission)

IOWA NATURAL RESOURCES COUNCIL—

(See Natural Resources Council)

IOWA SOLDIERS HOME—
(See Soldiers Home)

IOWA WATER POLLUTION COMMISSION—
(See Pollution)

IPERS—

General

- Wages subject to IPERS. S. F. 1017, Walsh and O'Malley.
- Increase ceiling of wages covered under IPERS and benefit formula. S. F. 1035, Walsh and O'Malley.
- Increases formula retirement allowance for members of IPERS, etc. S. F. 1041, Griffin.
- Bring employees of joint planning commissions under benefits of social security and IPERS. S. F. 1050, Conklin; H. F. 1093, Lippold, et al.
- Increase ceiling of wages covered under IPERS, etc. H. F. 1176, state government; S. F. 1217, state government. S.

JAILS—

General

- Waiver of right to jury trial in indictable misdemeanor cases. H. F. 1240, Johnston of Johnson and Kennedy of Chickasaw.
- Defendant choose manner of punishment for offense, fine or jail sentence. H. F. 1290, Johnston of Johnson.

JUDGMENTS—

General

- Extends dates of previous legalizing acts, judgments and decrees. S. F. 1066, Mowry and Rigler.
- Judgment for damages against Mr. and Mrs. Edward Briney, appropriation. S. F. 1146, Van Gilst.

JUDGES—

General

- Financial disclosure by legislators, state officials and judges. S. F. 1024, Glenn.
- Municipal court judges, regular and alternate. S. F. 1043, Mowry.
- Supreme court may retire judges for disability, etc. S. J. R. 1002, judiciary.
- Appropriation to supreme court, 63rd General Assembly, 1st session, correction. S. F. 1127, Mowry.
- Judges of district and supreme court appointed by governor, approval of senate. H. J. R. 1003, Gannon.
- Waiver of right to jury trial in indictable misdemeanor cases. H. F. 1240, Johnston of Johnson and Kennedy of Chickasaw.

JUDICIARY—

(Also See Court)

General

- District court bailiffs, judge may employ. H. F. 1008, Huff.
- Court reporters, shorthand notes. H. F. 1010, Doyle and Dougherty.
- Periodic child-support payments, fee. H. F. 1012, Voorhees and Dougherty.
- Revise section establishing highway patrol. H. F. 1022, judiciary.
- Flashing lights on school buses. H. F. 1023, judiciary.
- Motor vehicle registration plates, corrects statute. H. F. 1025, judiciary.
- Penalty for certain offenses in operation of motorcycles. H. F. 1027, judiciary.
- Death penalty, eliminates obsolete provisions. H. F. 1028, judiciary.
- Boards of tax review, correct an error. H. F. 1029, judiciary.
- Chattel loan statutes, correct erroneous reference. H. F. 1030, judiciary.
- Salaries of conservation officers as amended. H. F. 1031, judiciary.
- Basic science law, clarify. H. F. 1032, judiciary.
- Publication of the Code, correcting statute. H. F. 1033, judiciary.
- Use of fish and game protection fund for capital improvements, clarify. H. F. 1034, judiciary.
- Interest rate on joint municipal sewer bonds, corrects. H. F. 1035, judiciary.
- Medical assistance act of 62nd General Assembly, corrects. H. F. 1036, judiciary.
- Legislative members of the higher education facilities commission. H. F. 1037, judiciary.
- Distribution of Code commission briefs, obsolete. S. F. 1008, judiciary.
- Notaries public, services anywhere in state. S. F. 1009, judiciary.
- Clarify liquor control act. S. F. 1010, judiciary.
- Minimum motor vehicle registration fee. S. F. 1011, judiciary.
- Drainage laws, corrects. S. F. 1012, judiciary.
- Registration and operation of motor vehicles clarifies. S. F. 1013, judiciary.
- Admission and exclusion of school pupils. S. F. 1014, judiciary.
- State tax commission, clarify reference to. S. F. 1015, judiciary.
- County expenditures, obsolete provisions. S. F. 1016, judiciary.
- Grant witnesses immunity from criminal prosecution, etc. S. F. 1020. Gaudineer.

Terms of court, removes obsolete reference. S. F. 1004, judiciary; H. F. 1024, judiciary.

Time of trial for persons held for a public offense, corrects. S. F. 1005, judiciary.

Eradication of hog cholera, clarify. S. F. 1006, judiciary.

Public utilities, temporary initial assessment, provide fund for implementation of public utilities regulation law. S. F. 1007, judiciary.

Practice of out-of-state attorneys, etc. H. F. 1041, Doyle and Hill.

Release without bail of persons charged with crime, consider public interest. H. F. 1071, Kennedy of Dubuque.

Law graduates of University of Iowa and Drake admitted to practice without examination. H. F. 1075, Renda.

Pleading considered filed on day delivered to clerk of court. S. F. 1070, judiciary.

Operator of an aircraft, liability, passengers. H. F. 1083, Pierson, et al.; S. F. 1121, judiciary. S.

Change age of majority from age 21 to 19. H. F. 1091, Blouin, et al.

Supreme court may retire judges for disability, etc. S. J. R. 1002, judiciary.

Shorthand court reporters, compensation, etc. H. F. 1105, Huff; S. F. 253, DeKoster and Denman.

Justifiable defense of person or property. H. F. 1106, Graham, et al.

Rules of statutory construction. H. F. 1119, Renda.

Actions for damages caused by negligence. H. F. 1125, McIntyre.

Legalize and validate proceedings of board of supervisors, Mitchell county, issuance of county public hospital bonds, levy of taxes, etc. H. F. 1133, Hanson of Howard-Mitchell.

Permitting printing of bills before collection of cost. S. F. 1148, judiciary.

Publication of opinions of the supreme court. S. F. 1149, judiciary.

Revision of Iowa law governing divorce and marriage annulment. H. F. 1156, judiciary.

Legalize and validate proceedings of city council, Pella, Marion county, contract, steam turbine generator. H. F. 1140, Van Roekel.

Rental deposits, penalties. H. F. 1158, Johnston of Johnson, et al.

Duty to give evidence provide for granting witnesses immunity to prosecution, testimony. S. F. 1183, judiciary.

Legalize and validate proceedings of board of directors of Oelwein community school district, Fayette and Buchanan counties, school building bonds, taxes. H. F. 1190, Menefee.

Determination of number of district court judgeships and filling of vacancies. H. F. 1226, Doyle, et al.

Prohibit all news media from disseminating any information, legal action, notice. H. F. 1238, Van Nostrand.

Waiver of right to jury trial in indictable misdemeanor cases. H. F. 1240, Johnston of Johnson and Kennedy of Chickasaw.

State archaeologist from department of anthropology. S. F. 1225, judiciary.

Claims, personal property tax credit, state appeal board settle. H. F. 1257, Huff, et al.

Supreme court determine number of judicial districts, and their boundaries. S. F. 1237, judiciary.

Defendant choose manner of punishment for offense, fine or jail sentence. H. F. 1290, Johnston of Johnson.

Official opinions of the attorney general to be advisory. H. F. 1297, Gannon.

Legalize and validate proceedings of board of directors of Henderson consolidated school district, Mills county, sale of certain real property. H. F. 1307, judiciary.

Stockholders' meetings for certain corporations, location of. H. F. 1310, judiciary.

Trade-marks, change reference in Code. S. F. 1263, judiciary.

Corrects omission, chapter 209, section 187, Acts of 62nd General Assembly, change word 'insanity' to 'hospitalization'. S. F. 1272, judiciary.

JUSTICES OF THE PEACE—

(See Officers)

JUVENILE COURT—

(See Courts, sub-ref. Juvenile)

JUVENILE HOMES—

(See Homes, sub-ref. Juvenile)

JUVENILES—

(See Minors)

LABELING—

General

Packaging and labeling of commodities for sale to consumers. H. F. 1344, Gannon.

(Also See Migrant Laborers)

General

- Labor disputes. H. F. 1009, Crabb and Radl.
Child labor law. H. F. 1021, Lipsky.
Collective bargaining in public employment. S. F. 1084, Nicholson and Gaudineer; H. F. 1096, Pelton and Millen.
Uniform standards for payment of wages by employers, etc. S. F. 1129, Sullivan, et al.
Secondary boycotts, prohibit any state agency or political subdivision from taking part in. H. F. 1118, Grassley and O'Hearn.
Child labor law. H. F. 1251, human and industrial relations.

Bureau

- Inspection and regulation of boilers, fees. H. F. 1204, Pierson and Strand.
Eliminate duplicate accident reporting between industrial commission and bureau of labor. H. F. 1266, Kehe.

Unions

- Labor disputes. H. F. 1009, Crabb and Radl.
Labor disputes, picketing. S. F. 1106, Lucken, et al.
Appoint commission to study legislation providing that public employees can bargain collectively, etc., report findings and recommendations to the General Assembly and Governor, January 15, 1970. S. C. R. 34; S. J. 1424, 2nd session, S. J. 306 withdrawn.

LAND—

(Also See Property and Real Estate)

General

- Increase fees collected, real estate transfers, etc. H. F. 1018, Hanson of Howard-Mitchell, et al.
Legalize proceedings of board of directors of Perry community school district, Dallas, Boone and Greene, purchase of real estate. S. F. 1049, Shirley.
Payments and assistance to persons required to relocate residence, etc., highway purposes. S. F. 1055, transportation.
Condemnation commissions, one member farmer if agricultural land. S. F. 1100, transportation.
Corrects legal description, conveyance of land in Page county. S. F. 1120, Bass.
Information furnished property owners in negotiations for land for highway purposes. S. F. 1136, county government; H. F. 1148, Holden, Stromer, and Gannon.
Public recreation on private lands and waters. H. F. 1207, Roorda.
Taxation of real estate transfers. S. F. 1227, ways and means; H. F. 1289, Schmeiser, et al. S.
Remedies for damages caused by pipeline companies. S. F. 1243, commerce.
Inspection of property for damages caused by construction of pipelines. S. F. 1245, commerce.
Power of conservation commission to exercise jurisdiction over lands to be used for park purposes. H. F. 1311, conservation and recreation.
Define services of excavation and grading which are exempt from the service tax. S. F. 1280, ways and means.
Create a scenic rivers system. H. F. 1341, conservation and recreation.
Executive council requested not to approve purchase of land for a western Iowa university. H. C. R. 107; H. J. 262, 293-296, 301-302 adopted; S. J. 314, 318, 332, 340, 341, 353, 366, 370, 371, 372 adopted, 390, 414.
Authorize conservation commission to negotiate with landowners as to purchase of property rights, development of Coldwater Cave, report to General Assembly for proper funding, etc. H. C. R. 113; H. J. 531, 757.
Executive council requested not to approve purchase of land for a western Iowa university. S. C. R. 104; S. J. 315, 318.

LAW ENFORCEMENT—

General

- Revocation of drivers license, two convictions or reckless driving. S. F. 1033, Gaudineer.
Penalty for certain offenses in operation of motorcycles. H. F. 1027, judiciary.
Definition of alcoholic beverages, liquor law enforcement. H. F. 1042, Knight.
Telephone companies provide common number for central law enforcement agency, each county. S. F. 1045, Gaudineer.
Boards of supervisors regulate use of firearms in certain townships. H. F. 1053, Skinner.
Habitual offenders of traffic laws, 10 years revocation of license, severe penalties. S. F. 1072, DeKoster.
Alternative courts of competent jurisdiction in forgery cases. S. F. 1076, law enforcement.
Misuse of guns and firearms, penalties. H. F. 1116, Mendenhall.
Confiscate vehicles used in unlawful transportation of narcotics. H. F. 1126, Wells, et al.
Prohibit minors from handling beer. H. F. 1127, Ewell.
Liability of owner, property, damages suffered by a person, intent to commit a crime. S. F. 1147, Van Gilst.

- Increase fee for furnishing copies of a driving record. S. F. 1153, law enforcement.
- Reduce penalties for unlawfully transporting intoxicating liquors, personal use. H. F. 1153, Andersen, et al.
- Appointment of deputy sheriffs and secretaries in certain counties. H. F. 1144, Dunton, et al.
- Interception of oral and wire communications, penalties. S. F. 1166, law enforcement.
- Require dealers in handguns and ammunition, keep a register of sales. H. F. 1165, Kennedy of Chickasaw and Johnston of Johnson.
- Instructor of driver's education course approved by public safety to test applicants for driver's license, highway patrol testing eliminated. S. F. 1174, law enforcement.
- Combine enforcement of motor vehicle laws in new division in department of public safety; reciprocity, load laws, etc. S. F. 1178, transportation.
- Double driver license fee, double length of time. S. F. 1181, law enforcement.
- Expand definition of peace officer, determining intoxication. H. F. 1187, Nielsen, et al.
- Occupation or record of conviction need not be listed on driver's license. S. F. 1193, law enforcement.
- Persons in military service, driver's license extended to 6 months after separation from active duty. H. F. 1223, law enforcement.
- International drivers license, quality in Iowa. H. F. 1227, Kreamer.
- Obscenity, punishment for violations thereof. H. F. 1239, Kennedy of Dubuque.
- No hunting and fishing on private property without written consent. H. F. 1250, law enforcement.
- Motor vehicles approaching and entering intersections, right-of-way. H. F. 1277, law enforcement.
- Increase speed limits for motor vehicles towing travel and camping trailers. H. F. 1298, Nelson.
- Seizure, and impoundment of property in possession or proximity of persons lawfully arrested. H. F. 1301, Bennett.
- Incurrence of injury or death of persons who enter the real property of another without invitation or license to do so, limit liability. H. F. 1302, Cochran and Pierson.
- Justifiable defense of person or property. H. F. 1106, Graham, et al.
- Treatment for drug addiction or dependency, no disclosure. S. F. 1276, law enforcement.
- Notice to commerce commission and law enforcement agencies by railroads shipping dangerous materials. H. F. 1328, Gannon.
- Prohibit false reports and information regarding crimes and accidents. H. F. 1339, law enforcement.
- Penalty for violations of the act regulating snowmobiles, simple nonindictable misdemeanors. S. F. 1298, law enforcement.
- Permits for large assemblages. S. F. 1314, law enforcement.

LEAGUE OF IOWA MUNICIPALITIES—

General

- League of municipalities, reports and accounts filed annually with secretary of state, auditor, secretary of senate and chief clerk. S. F. 1230, cities and towns.

LEGAL ACTION—

(See Court, All sub-refs.)

LEGAL AGE—

General

- Change age of majority from age 21 to 19. H. F. 1091, Blouin, et al.

LEGAL COUNSEL—

(See Attorneys)

LEGALIZING AND ENABLING ACTS)

General

- Legalize proceedings of board of supervisors of Dallas county, issuance of county home bonds, etc. S. F. 1038, Shirley; H. F. 1072, Rodgers.
- Legalize proceedings of board of directors of Perry community school district, Dallas, Boone and Greene, purchase of real estate. S. F. 1049, Shirley.
- Extends dates of previous legalizing acts, notaries public and acknowledgements. S. F. 1056, Mowry and Rigler.
- Extends dates of previous legalizing acts relating to special limitations of actions, recovery of interests in real estate. S. F. 1057, Mowry and Rigler.
- Legalizing wills, extends dates. S. F. 1058, Mowry and Rigler.
- Transfer of real property, LeGrand consolidated school district, to Alfred J. Witham, corrects procedural defect. S. F. 1080, Mowry.
- Legalize and validate proceedings of board of supervisors, Mitchell county, issuance of county public hospital bonds, levy of taxes, etc. H. F. 1133, Hanson of Howard-Mitchell.

- Legalize and validate proceedings of board of directors of Oelwein community school district, Fayette and Buchanan counties, school building bonds, taxes. H. F. 1190, Menefee.
- Legalize and validate procedures, Jasper county conservation board for construction of three toilets, Jasper county park. H. F. 1191, Roorda.
- Legalize and validate special election of Twin Cedars community school district, Marion and Mahaska counties, school bonds, for addition. S. F. 1189, Laverty.
- Legalize and validate proceedings of the board of directors area X district, Benton, Cedar, Iowa, Johnson, Jones, Linn and Washington counties, pension and retirement annuity plan. S. F. 1208, Potter, et al.
- Legalize and validate proceedings of board of directors of Mount Vernon community school district, Linn, Jones, and Johnson counties, purchase of real estate from Grace E. West and Gail West Hull, etc. H. F. 1278, Radl.
- Legalize and validate proceedings of board of directors of Henderson consolidated school district, Mills county, sale of certain real property. H. F. 1307, judiciary.
- Legalize and validate proceedings of the board of directors of Iowa central community college, area V, and Fort Dodge community school district, transfer of buildings, real estate, etc. S. F. 1271, higher education.
- Legalize use of an abandoned railway bridge in Marion county as part of their secondary road system. H. F. 1356, judiciary; S. F. 1305, judiciary.
- Senate reaffirms the wisdom of not approving legalizing acts under certain circumstances and encourages future members to do likewise. S. R. 105; S. J. 1273, 1305, 1409, 1410, 1456 adopted.

LEGISLATIVE COUNCIL—

General

- Study far-reaching problem of drug abuse. H. J. R. 1002, Bennett.

LEGISLATIVE FISCAL DIRECTOR—

General

- Abolish budget and financial control committee, create office of legislative fiscal director. S. F. 1118, Neu.

LEGISLATIVE REAPPORTIONMENT—

(See Reapportionment of Legislature)

LEGISLATIVE SERVICE BUREAU—

General

- Motor fuel tax paid, watercraft, allocate to conservation fund, maintenance, boating, etc.; legislative service bureau study and determine. H. F. 1232, conservation and recreation.

LEGISLATURE—

(See General Assembly)

LEVEE—

(See Drainage Districts)

LIABILITY—

General

- Judgment for damages against Mr. and Mrs. Edward Briney, appropriation. S. F. 1146, Van Gilst.
- Liability of owner, property, damages suffered by a person, intent to commit a crime. S. F. 1147, Van Gilst.
- Incurrence of injury or death of persons who enter the real property of another without invitation or license to do so, limit liability. H. F. 1302, Cochran and Pierson.

LICENSES—

General

- Nonresident aerial commercial pesticide applicators. H. F. 1109, Waugh.
- Instructor of driver's education course approved by public safety to test applicants for driver's license, highway patrol testing eliminated. S. F. 1174, law enforcement.
- Use and application of pesticides. H. F. 1175, Strothman and Waugh.
- Licensing of dogs, immunization against rabies. S. F. 1192, Parker; H. F. 1218, Kltner.
- License and regulate timber buyers. S. F. 1199, Klink.
- Licensing and regulation of water well and pump installation contractors. S. F. 1210, Messerly.
- All license fees and penalties for licensing of dogs be placed in the general fund of the county. H. F. 1249, Crabb.
- Granting of professional licenses, cosmetology. S. F. 1259, Conklin.
- License and regulate the operation of clinical laboratories, etc. H. F. 1312, Mezvinsky.
- Increase license fees for hotels and food establishments and the licensing of school kitchens. H. F. 1355, appropriations.

Revocation of drivers license, two convictions of reckless driving. S. F. 1103, Gaudineer.
Double driver license fee, double length of time. S. F. 1181, law enforcement.
Occupation or record of conviction need not be listed on driver's license. S. F. 1193, law enforcement.
Persons in military service, driver's license extended to 6 months after separation from active duty. H. F. 1223, law enforcement.
International drivers license, quality in Iowa. H. F. 1227, Kreamer.
Appropriation to public safety for administering a revised program for issuing operator's and chauffeur's licenses. S. F. 1287, appropriations.

Fees

Habitual offenders of traffic laws, 10 years revocation of license, severe penalties. S. F. 1072, DeKoster.

Hunting

Deer hunting licenses of landlords and tenants. H. F. 1313, conservation and recreation.

Liquor

Gradual replacing of state owned liquor stores by private licensees. S. F. 1114, Reichardt.

Sales of alcoholic beverages by liquor control licensees for off-premises consumption, special license. S. F. 1249, Frommelt and Frey.

Marriage

Eliminate requirement that a thorough physical examination be required for issuance of a marriage license. H. F. 1259, O'Hearn, et al.

Medical-Professional

Increase license fees, practice of medicine. H. F. 1361, state government; S. F. 1319, state government.

Citizens' Band

Citizens' band radio operators licenses, special automobile registration plates. H. F. 1017, Nolting, et al.

LIENS—

General

Increase cost of filing a mechanic's lien. S. F. 1089, Glenn; H. F. 1112, Schwartz.

Mechanic's liens, subcontractors. S. F. 1094, Reichardt, et al.

New procedures for federal tax lien registration. S. F. 1117, Mowry.

Increase fees for filing hospital liens. H. F. 1223, county government; S. F. 1255, county government.

LIEUTENANT GOVERNOR—

General

Compensation of the lieutenant governor, computation of, term of office. S. F. 1279, rules.

LIGHTS—

General

Municipal lighting districts. H. F. 1007, Holden and Dougherty; S. F. 1021, Nicholson.

Flashing lights on school buses. H. F. 1023, judiciary.

Public safety, department of, study usefulness of life lite (roof mounted signals) on automobiles, appropriation. H. J. R. 1008, Renda.

LIQUOR—

(See Alcoholic Beverages)

LIQUOR CONTROL COMMISSION—

General

Sale of liquor at discount to liquor control licensees. S. F. 1075, Frommelt.
Sales of alcoholic beverages by liquor control licensees for off-premises consumption, special license. S. F. 1249, Frommelt and Frey.

Reorganization of the Iowa liquor control commission, director appointed by governor. S. F. 1297, state government.

Liquor commission urged to revise rules, etc., so that wine and brandy may be ordered in less than full case lots. S. C. R. 110; S. J. 569, 606 adopted; H. J. 720, 1123, adopted.

LITERATURE—

(See Books, Libraries, Printing-Publishing, and Obscenity)

LITTERING—

General

Request Governor to proclaim first week in June of each year as Iowa anti-litter week. S. C. R. 114; S. J. 782.

Request university extension service at I. S. U. of science and technology coordinate planning and implementation of public educational and community action anti-litter programs of public agencies and other organizations, etc. S. C. R. 115; S. J. 809.

LIVESTOCK—

(See Animals)

General

Superintendent of banking charge separate for examination of small loan firms. S. F. 1108, Griffin; H. F. 1110, commerce.
Interest rate increases paid by industrial loan companies be paid on prior issues as well. H. F. 1271, Fischer of Grundy.
Franchise tax, financial institutions, (banks, savings and loan associations, etc.). H. F. 1294, ways and means.

LOANS—

General

Bank loan reference in the security interest statutes, correction. H. F. 1026, judiciary.
Chattel loan statutes, correct erroneous reference. H. F. 1030, judiciary.
Federal insured loans, veterans administration. S. F. 1198, commerce; H. F. 1221, Alt.
Officers and directors of insurance companies, etc. may be members of board of directors of any development corporation, etc. S. F. 1209, commerce; H. F. 1252, commerce.
Larceny of a security interest in collateral, repeals and reenacts section, constitutional requirement. S. F. 1218, judiciary.
Credit charges on retail installment sales, time, etc.; installment loans by banks. S. F. 1260, Arbuckle.

LOBBYISTS—

General

Certain disclosures by persons, etc., engaged in lobbying activities. S. F. 1119, Glenn, et al.

LOTS—

(See Land, Property, and/or Real Estate)

LSD—

(See Narcotics)

MAIL—

General

Location of mailboxes on highways. H. F. 1296, Christensen.

MANUFACTURING—

General

Industrial, manufacturing and processing property including machinery, centrally assessed by director of revenue. S. F. 1222, Hougen.

MARIJUANA—

(See Narcotics)

MARKETING—

General

Promote soybean market development. H. F. 1308, Cochran, et al.; S. F. 1262, Clarke, et al.
Excise tax on sale of certain agricultural commodities, market development, etc. S. F. 1285, agriculture; H. F. 1354, agriculture. S.

MARRIAGE—

General

Revision of Iowa law governing divorce and marriage annulment. H. F. 1156, judiciary.
Eliminate requirement that thorough physical examination be required for issuance of a marriage license. H. F. 1259, O'Hearn, et al.

MEAT AND POULTRY—

(See Foods)

MEDICAL, PROFESSIONAL—

General

Medical assistance Act of 62nd General Assembly, corrects. H. F. 1036, judiciary.
Transplant aid fund, appropriation. H. F. 1048, Van Roekel.
German measles immunization program, appropriation. H. F. 1085, Blouin; S. F. 1095, Doderer.
Processing and payment of medical claims by private organization, social services may. H. F. 610, Radl, et al.; S. F. 1081, social services.
Every medical recipient given monthly statement from doctor or other professional health care practitioner, drugs, etc. S. F. 1143, social services.
Eliminate requirement that a thorough physical examination be required for issuance of a marriage license. H. F. 1259, O'Hearn, et al.
State ambulance service, highway patrol. H. F. 1300, Pelton.
License and regulate the operation of clinical laboratories, etc. H. F. 1312, Mezvinsky.
Treatment for drug addiction or dependency, no disclosure. S. F. 1376, law enforcement.
Blood donors, 18 and over. H. F. 1245, social services.

1917, state government.
Chiropractors
Misleading advertising practices by chiropractors, penalty. H. F. 1206, Cochran.

Osteopathy
College of osteopathic medicine and surgery, appropriation. S. J. R. 1005, O'Malley, et al.; H. F. 1304, Fischer of Grundy, et al. S.

Increase license fees, practice of medicine. H. F. 1361, state government; S. F. 1819, state government.

Physicians

Criminal penalties for illegal termination of pregnancy. S. F. 1052, Conklyn.

MENTAL HEALTH—

(See Health, sub-ref. Mental)

MERIT SYSTEM—

General

Abolish merit system. S. F. 1026, Hougen; H. F. 1122, Miller of Page, et al. Merit system, employees of the auditor of state. H. F. 1108, Anderson.

MIGRANT LABORERS—

General

Implement legislation, migratory labor, department of health, appropriation. H. F. 1162, Tapscott.

MILEAGE—

General

Increase mileage and expenses of county engineers. S. F. 1104, Kilink. Motor vehicle fees; amends H. F. 1, 63rd General Assembly. H. F. 1367, McCartney and Gannon.

MILITARY—

General

State income tax exemption for active duty military service. H. F. 1060, Koch, et al.; S. F. 1090, DeKoster, et al.

Vietnam veterans' service compensation fund. H. F. 1166, Brinck; S. F. 543, Benda, S.

Persons in military service, driver's license extended to 6 months after separation from active duty. H. F. 1223, law enforcement.

Military leaves of absence of civil employees, temporary. H. F. 1303, Ellsworth. Authorize exercise of a purchase-option by the armory board, appropriation. S. F. 1307, appropriations.

Commend the members of the 2nd battalion (mechanized) of the 133rd infantry, Iowa army national guard. H. C. R. 104; H. J. 169, 177 adopted; S. J. 189, 197 adopted.

That the General Assembly urge the United Nations to intercede on behalf of American prisoners in North Vietnam as provided in the Geneva convention. S. C. R. 131; S. J. 1338.

MILLAGE—

General

Increase maximum property tax levy for county general fund to 5 mills. H. F. 1067, Mendenhall.

Increase millage levy for operation of a benefited fire district to 2 mills. H. F. 1068, Mendenhall.

Increase mill levy for county agricultural extension education fund. S. F. 1097, county government.

Maximum amounts authorized to be levied for principal and interest of bonded indebtedness, millage. S. F. 1159, Arbuckle; H. F. 1178, Baker.

Issuance of public bonds, may exceed millage limitation, 1st year. S. F. 1129, Lamborn, et al.; H. F. 1184, Hansen of Black Hawk, et al.

Issuance of school bonds, may exceed millage limitation, 1st year. S. F. 1140, Lamborn, et al.; H. F. 1183, Hansen of Black Hawk, et al.

Cities and towns levy a tax of not more than one mill for aid to a public transportation company. H. F. 1248, Andersen, et al.

Counties may levy not to exceed one mill on a dollar of assessed valuation for the purpose of matching funds to cooperate with federal programs. S. F. 1289, county government.

MINING—

General

Safety regulations, surface mines and underground mines. H. F. 1220, Millen.

MINORS

General

Child labor law. H. F. 1021, Lipsky.

Change of age of majority from age 21 to 19. H. F. 1091, Blouin, et al.

Social services provide aid to county juvenile homes, appropriations. S. F. 1128, O'Malley, et al.

Prohibit minors from handling beer. H. F. 1127, Ewell.

Obscenity, punishment for violations thereof. H. F. 1289, Kennedy of Dubuque.

Establish state board of residential care standards, etc. H. F. 1289, social services.

Blood donors, 18 or over. H. F. 1345, social services.

MOBILE HOMES—

(See Motor Vehicles, sub-ref. Trailers)

MOTELS—

General

Inspection of hotels, restaurants, and food establishments by department of health. H. F. 1348, Mesvinsky and McIntyre.

MOTOR VEHICLES—

(Also see Transportation)

General

Operation of motor vehicles in cities and towns, passing, repeal section. H. F. 1005, Holden and Dougherty.

Habitual offenders of traffic laws, 10 years revocation of license, severe penalties. S. F. 1072, DeKoster.

Slow-moving vehicle warning devices. S. F. 1091, transportation.

Confiscate vehicles used in unlawful transportation of narcotics. H. F. 1126, Wells, et al.

Fair trade practices by motor vehicle franchisors. H. F. 1137, commerce; S. F. 1207, commerce.

Motor vehicle accidents, survivor leaving scene. S. F. 1194, Conklin.

Exempt municipal vehicles from weight restrictions when operated within the municipality. H. F. 1232, Lipsky, et al.

Group automobile and other types of casualty insurance. H. F. 1299, Caffrey, et al.

Registration fee of vehicles designed to carry property or more than nine passengers. S. F. 1270, transportation.

Motor vehicle fees, amends H. F. 1, General Assembly. H. F. 1367, McCartney and Gannon.

Conduct study relating to feasibility of establishing a department of transportation encompassing the administration and regulation of motor vehicle, railway, air, and water transportation, etc., report to the 64th General Assembly. H. C. R. 133; H. J. 1277, 1344 adopted; S. J. 1209.

Ambulances

Fee schedules for county ambulance services, boards of supervisors. S. F. 1051, Shaff.

Ambulance service expense fund, boards of supervisors create. H. F. 1107, Hanson of Howard-Mitchell.

State ambulance service, highway patrol. H. F. 1300, Pelton.

Buses

(Also see Schools, sub-ref. Buses)

Flashing lights on school buses. H. F. 1023, judiciary.

Fees

(Also see Fees, sub-ref. Motor Vehicles)

Minimum motor vehicle registration fee. S. F. 1011, judiciary.

Increase fee for furnishing copy of a motor vehicle accident report. S. F. 1152, law enforcement.

Increase fee for furnishing copies of a driving record. S. F. 1153, law enforcement.

Redistribute certain fees relating to motor vehicles to cities and towns. S. F. 1204, Gaudineer.

Licenses—

(See Licenses, sub-ref. Motorcycles)

Motorcycles

Penalty for certain offenses in operation of motorcycles. H. F. 1027, judiciary.

Registration

Motor vehicle registration plates, corrects statute. H. F. 1025, judiciary.

Minimum motor vehicle registration fee. S. F. 1011, judiciary.

Registration and operation of motor vehicles, clarifies. S. F. 1013, judiciary.

Motor vehicle registration certificate containers, no longer furnish. H. F. 1228, Kreamer.

Snowmobiles

Hunting from aircraft or snowmobiles, illegal. H. F. 1004, Stromer, et al.

Penalty for violations of the act regulating snowmobiles, simple nondetectable misdemeanors. S. F. 1298, law enforcement.

Trailers

Taxation of mobile homes. H. F. 1115, Mendenhall.

Definition of real estate, mobile homes. S. F. 1151, Mogged, et al.; H. F. 1145, Koch, et al.

Movement of oversized mobile homes. S. F. 1200, Klink, et al.; H. F. 1216, Tieden, et al.

Increase speed limits for motor vehicles towing travel and camping trailers. H. F. 1298, Nelson.

Sale of mobile homes, travel trailers, and camping trailers. H. F. 1333, Commerce.

Committee established to conduct study of mobile home and park statutes, rules and regulations relating thereto, etc. H. C. R. 35; H. J. 1373, adopted; S. J. 1593, 1684, 1820, 1907; 2nd session, S. J. 56.

Conduct study to determine proper code to govern mobile homes and parks. H. C. R. 115; H. J. 654.

Trucks

Require mudguards on motor trucks, trailers, etc. H. F. 1054, Freeman of Buena Vista, et al.

Combine enforcement of motor vehicle laws in new division in department of public safety; reciprocity, load laws, etc. S. F. 1172, transportation.

Motor vehicle fees; amends H. F. 1, 63rd General Assembly. H. F. 1367, McCartney and Gannon.

Violations

Motor vehicles approaching and entering intersections, right-of-way. H. F. 1277, law enforcement.

MOTORCYCLES—

(See Motor Vehicles, sub-ref. Motorcycles)

MUNICIPAL CORPORATIONS—

(See Cities and Towns, all sub-refs.)

NARCOTICS—

General

Operator of an aircraft, liability, passengers. H. F. 1083, Pierson, et al.; S. F. 1121, judiciary. S.

Study far-reaching problem of drug abuse. H. J. R. 1002, Bennett.

Habitual offenders of traffic laws, 10 years revocation of license, severe penalties. S. F. 1072, DeKoster.

Treatment for drug addiction or dependency, no disclosure. S. F. 1276, law enforcement.

Conduct study of drug abuse and related matters, report findings and recommendations to legislative council. H. C. R. 122; H. J. 1036, 1074 adopted; S. J. 942, 963, 1443 adopted.

NATIONAL GUARD—

(See Military)

NATURAL RESOURCES COUNCIL—

General

Establishment and administration of conservancy districts. H. F. 1336, environmental preservation.

Create an environmental control commission, appointment of a chief administrative officer. H. F. 1360, environmental preservation.

NEGLIGENCE—

General

Actions for damages caused by negligence. H. F. 1125, McIntyre.

NEWSPAPERS—

(See Printing; Publishing)

NOMINATIONS—

General

Special elections. S. F. 1284, Orr.

NOTARIES—

General

Notaries public, services anywhere in the state. S. F. 1009, judiciary.

Extends dates of previous legalizing acts, notaries public and acknowledgements. S. F. 1056, Mowry and Rigler.

Transferring the issuing of commissions to notaries public from the governor to secretary of state, increase fee. S. F. 1302, state government.

NOTICES—

General

Special elections, actions by board of directors of a school corporation, closing of schools. H. F. 1136, Darrington.

Electric transmission lines, power of eminent domain exercised by electric utilities. H. F. 1150, Holden, et al.; S. F. 1185, county government.

Prohibit all news media from disseminating any information, legal action, notice. H. F. 1238, Van Nostrand.

Publication requirements of notice of election on school bonds. S. F. 1274, school.

Notice to commerce commission and law enforcement agencies by railroads shipping dangerous materials. H. F. 1328, Gannon.

NURSING HOMES—

(See Homes, sub-ref. Nursing)

Obscenity, punishment for violations thereof. H. F. 1239, Kennedy of Dubuque.

OFFENDERS—

General

Time of trial for persons held for a public offense, corrects. S. F. 1005, judiciary.
Habitual offenders of traffic laws, 10 years revocation of license, severe penalties. S. F. 1072, DeKoster.

OFFICERS—

(Also see Police)

General

Expand definition of peace officer, determining intoxication. H. F. 1187, Nielsen, et al.
U. S. game management agent may be appointed as a conservation officer without compensation from state. S. F. 1223, conservation and recreation.
Seizure, and impoundment of property in possession or proximity of persons lawfully arrested. H. F. 1301, Bennett.
Retirement systems for policemen and firemen, based on five highest salaried years, etc. S. F. 1295, cities and towns.
Indemnification of officers, directors, employees, and agents of business corporations. S. F. 1313, judiciary.
Budgeting and financing of governmental programs. S. F. 1312, appropriations.
Disabled and retired firemen and policemen, not under civil service. S. F. 1317, cities and towns.

OLD AGE ASSISTANCE—

General

Child or relative not responsible for support of an old age assistance recipient. H. F. 1076, Corey.
Sale of real estate of old-age recipients. S. F. 1126, Lucken; H. F. 1143, Nelson.
Old age assistance grants, disregard increase in social security. H. F. 1121, Stokes, et al.; S. F. 1177, Doderer.
Relieve counties of requirement they pay half nonfederally funded cost of ADC, blind assistance, and aid to disabled. H. F. 1291, Tapscott.
Department of social services determine amount necessary for minimum decent standard of living, ADC, disabled, and old age assistance, appropriation. S. F. 1268, Orr.
Payments to nursing homes and custodial homes, families, etc., supplement cost of care. S. F. 1318, social services.

OSTEOPATHY—

(See Medical, Professional)

OXYGEN—

General

Use of oxygen in hospitals, safety factors. H. F. 1230, Bennett.

PACKAGING—

General

Packaging and labeling of commodities for sale to consumers. H. F. 1340, Gannon.

PARKING—

General

Exempt municipally-owned parking lots, service tax. S. F. 1214, Kosek and Potter; H. F. 1272, Wells, et al.
Increase, distribution of parking meter revenues. H. F. 1245, Crosier.
Refund all sales tax collected on gross receipts from municipally owned and operated parking lots. S. F. 1228, Kosek; H. F. 1281, Lipsky, et al.

PARKING METERS—

General

Municipal parking facilities, cities and towns issue revenue refunding bonds. H. F. 1344, cities and towns; S. F. 1301, cities and towns.

PARKS—

General

Legalize and validate procedures, Jasper county conservation board for construction of three toilets, Jasper county park. H. F. 1191, Roorda.
Classification of roads for park purposes, dams. S. F. 1250, conservation and recreation.
Power of conservation commission to exercise jurisdiction over lands to be used for park purposes. H. F. 1311, conservation and recreation.
Park commission, city may abolish, if. S. F. 1296, cities and towns.

PEACE OFFICERS—

(See Officers and/or Police)

PENAL INSTITUTIONS—

General

Conduct a study of the penal and correctional system in Iowa, report to

Conduct study of the penal and correctional system in Iowa, report findings and bills to 64th General Assembly, 1st session. S. C. R. 106; S. J. 354, 570, 1131, 1272.

PRISONERS—

Increase cash allowance paid to prisoners upon discharge. H. F. 1146, Lipsky and Dunton.

PENSIONS—

(See Retirement Systems, sub-ref. Pensions)

PERMITS—

General

Permits to carry concealed weapons, fees. S. F. 1047, Gaudineer.
Permits and inspection fees for agricultural seed sold in this state. H. F. 1350, agriculture.
Permits for large assemblages. S. F. 1314, law enforcement.

PERSONNEL—

(See Merit System and/or Employment)

PEST CONTROL—

General

Iowa join pest control compact. S. F. 1195, Kyhl; H. F. 1255, Camp.

PESTICIDES—

(Also see Agriculture, sub-ref. Pesticides)

General

Aerosol pesticide dispensers, prohibit use in restaurants and food establishments. H. F. 1059, Blouin, et al.
Nonresident aerial commercial pesticide applicators. H. F. 1109, Waugh.
Prohibit sale, distribution, and use of DDT. S. F. 1176, Erskine.
Use and application of pesticides. H. F. 1175, Strothman and Waugh.
Create a fertilizer and pesticide review board, appropriation. H. F. 1198, environmental preservation.
Urge congress to establish uniform regulations for marking or distinguishing pesticides. H. C. R. 109; H. J. 310, 413 adopted; S. J. 406.

PETITIONS—

General

Provide means for General Assembly to convene itself into special session. H. J. R. 1001 Schroeder.

PHARMACY—

General

Prescriptions written in another state may be filled in Iowa. S. F. 1144, Lange, et al.; H. F. 1182, Van Nostrand, et al.
Conduct study of drug abuse and related matters, report findings and recommendations to legislative council. H. C. R. 122; H. J. 1028, 1074 adopted; S. J. 942, 963, 1443 adopted.

PHYSICAL THERAPY—

(See Medical, Professional)

PHYSICIANS—

(See Medical, Professional)

PIPELINES—

General

Power of eminent domain exercised by pipeline companies. H. F. 1151, Holden, et al.; S. F. 1184, county government.
Remedies for damages caused by pipeline companies. S. F. 1243, commerce.
Inspection of property for damages caused by construction of pipelines. S. F. 1245, commerce.
Permit commerce commission to administer the natural gas pipeline safety act of 1968. S. F. 1277, commerce.

PLANNING AND PROGRAMMING—

General

All printing and machines under state printing board. S. F. 1196, Balloun, et al.
Create an office of local affairs, appropriation. S. F. 1283, Walsh, et al.
Conduct study of metropolitan planning, districting, current bonding requirements, etc., present to 64th General Assembly, 1st session. H. C. R. 114; H. J. 553.

PLANNING COMMISSION—

General

Bring employees of joint planning commissions under benefits of social security and IPERS. S. F. 1050, Conklin; H. F. 1093, Lippold, et al.

POLICE—

General

Retirement systems for policemen and firemen, based on 5 highest salaried years, etc. S. F. 1295, cities and towns.

POLITICAL CAMPAIGNS—**General**

Statement of expenses, public office, political. S. F. 1133, Shaaf.

POLITICAL ORGANIZATIONS—**General**

Increase membership of the state central committees. H. F. 1180, Lawson and Kreamer.

Increase membership of the state central committees. S. F. 1216, Walsh; H. F. 1263, Koch.

POLLUTION—**General**

Establish an environmental pollution control loan authority. H. F. 1335, Winkelman.

Expenditures for air and water pollution control may be deducted for Iowa income tax purposes. H. F. 1194, Winkelman, et al.

Sales and use tax exemptions on expenditures for air and water pollution control. H. F. 1195, Winkelman, et al.

Exempt facilities used to control air and water pollution from property taxation. H. F. 1196, Winkelman, et al.

Certain safety appliance requirements, dust, gases, etc. S. F. 1131, Mowry.

Create an environmental control commission, appointment of a chief administrative officer. H. F. 1360, environmental preservation.

Budgeting and financing of governmental programs. (Public safety, taxes—personal, county auditor, director of revenue, science, criminal code, roads and highways, streets, highway patrol, conservation commission, pollution, water, sewage, board of regents, area schools) S. F. 1312, appropriations.

I. S. U. of Science and Technology conduct research to determine whether and to what extent pollution hazards exist from use of agricultural chemicals in Iowa, report January 1, 1970. H. C. R. 15; H. J. 223, 246 adopted; S. J. 228; 2nd session, S. J. 56.

Urge congress to establish uniform regulations for marketing or distinguishing pesticides. H. C. R. 109; H. J. 310, 413 adopted; S. J. 406.

That the General Assembly consider transmission of refuse and garbage across county lines to be an improper act by cities and their governing bodies. H. C. R. 124; H. J. 1101, 1454, 1479 adopted; S. J. 1375.

That the water and air pollution control commissions be directed to prepare recommendations for the control of radiation emission and waste disposal and the safety of the nuclear power plant at Palo. H. C. R. 125; H. J. 1123, 1211.

Establishment and administration of conservancy districts. H. F. 1336, environmental preservation.

Aerosol pesticide dispensers, prohibit use in restaurants and food establishments. H. F. 1059, Blouin, et al.

POSTAL SAVINGS—**General**

Disposition of unclaimed property, Iowa receive postal savings accounts of Iowa residents, filing requirements. S. F. 1110, Mowry.

PREGNANCY—**General**

Criminal penalties for illegal termination of pregnancy. S. F. 1052, Conklin.

PRESIDENT AND VICE-PRESIDENT, UNITED STATES—**General**

Urge General Assembly of the United Nations, the Secretary General of the United Nations, Congress, and the President of the United States undertake a determined effort to seek compliance by the government of North Vietnam in honoring the provisions of the Geneva Convention. H. C. R. 135; H. J. 1331, 1437 adopted; S. J. 1268, 1378, 1435-1487 adopted; H. J. 1678 adopted.

That the chief contributor to inflation is the enigma of Vietnam and that the President of the United States and Congress be petitioned to cease activity in Vietnam and related areas. H. C. R. 137; H. J. 1365.

PRINTING; PUBLISHING—**General**

Newsprint and ink subject to sales tax. S. F. 1073, Potgeter; H. F. 1099, Welden.

Permitting printing of bills before collection of cost. S. F. 1148, judiciary.

All printing and machines under state printing board. S. F. 1196, Balloun, et al. Exempt sales, publishing, and printing of all newspapers from sales and use tax. H. F. 1222, ways and means.

Prohibit all news media from disseminating any information, legal action, notice. H. F. 1238, Van Nostrand.

Sales and use tax, newspaper and the like, radio, movie, etc., advertising, etc.; municipal tax relief and opp. H. F. 1292; Gannon; S. F. 1265, Orr. S.

Reorganization of the executive functions of state government, create department of executive services; supplies, printing, purchasing, etc. S. F. 1236, state government.
Committee to review all printing required by law, determine need, quantity, etc., report findings to budget and financial control committee. S. C. R. 108; S. J. 475, 1170 adopted; H. J. 1318.

PRINTING BOARD—

General

All printing and machines under state printing board. S. F. 1196, Balloun, et al.
Reorganization of the executive functions of state government, create department of executive services; supplies, printing, purchasing, etc. S. F. 1236, state government.
Superintendent of
Permitting printing of bills before collection of cost. S. F. 1148, judiciary.

PRISONERS—

(See Penal Institutions, sub-ref. Prisoners, and/or Jails)

PROMOTION

General

Promote soybean market development. H. F. 1308, Cochran, et al.; S. F. 1262, Clarke, et al.

PROPERTY—

(Also see Land and/or Real Estate)

General

Increase fees collected, real estate transfers, etc. H. F. 1018, Hanson of Howard-Mitchell, et al.
Property exempt from execution for debt. S. F. 1053, Messerly.
Rates of interest and interest penalty for redemption of real property. H. F. 1063, Battles.
Payments and assistance to persons required to relocate residence, etc., highway purposes. S. F. 1055, transportation.
Transfer of real property, LeGrand consolidated school district, to Alfred J. Witham, corrects procedural defect. S. F. 1080, Mowry.
Mechanic's liens, subcontractors. S. F. 1094, Reichardt, et al.
Assessments based only on land values. S. F. 1113, Reichardt.
Sale of real estate of old-age recipients. S. F. 1126, Lucken; H. F. 1143, Nelson.
Information furnished property owners in negotiations for land for highway purposes. S. F. 1136, county government; H. F. 1148, Holden, Stromer, and Gannon.
Rental deposits, penalties. H. F. 1153, Johnston of Johnson, et al.
Sales and use tax, tangible personal property, reciprocity, exceptions. H. F. 1186, Kehe.
Rights of county residents in annexation proceedings, municipal services, etc. H. F. 1217, Grassley, et al.
Homestead tax credit, 65 or older, taxable income and net income. H. F. 1224, Crabb.
Repair and improvement of real property exempt from service tax. H. F. 1234, Cochran, et al.
No hunting and fishing on private property without written consent. H. F. 1250, law enforcement.
Homestead ownership proof to claim homestead tax credit. H. F. 1253, Warren.
Taxation of real estate transfers. S. F. 1227, ways and means; H. F. 1239, Schmelser, et al. S.
Condemnation proceeding for highway purposes, 180 days notice. H. F. 1256, transportation.
Legal description included for a building not owned by owner of the land, listing and assessment purposes. H. F. 1274, Cochran.
Real property owned, etc., or under construction by a nonprofit corporation shall be taxed. H. F. 1276, Welden.
Determination of fair and reasonable market value of property for assessment purposes. S. F. 1239, ways and means.
Purchase or condemnation of property, alternative access. S. F. 1246, transportation; H. F. 271, Christensen, et al. S.
Remedies for damages caused by pipeline companies. S. F. 1243, commerce.
Inspection of property for damages caused by construction of pipelines. S. F. 1245, commerce.
Seizure, and impoundment of property in possession or proximity of persons lawfully arrested. H. F. 1301, Bennett.
Incurrence of injury or death of persons who enter the real property of another without invitation or license to do so, limit liability. H. F. 1302, Cochran and Pierson.
Legalize and validate proceedings of board of directors of Henderson consolidated school district, Mills county, sale of certain real property. H. F. 1307, judiciary.
Homestead tax credit, additional, 65 years or older, etc. S. F. 1278, ways and means.
Clarification of the Code, drainage and levee districts, exemption from taxation. H. F. 1312, county government; S. F. 1288, county government.

the right of protest and appeal of assessments. S. F. 1300, ways and means.

Allow agreements respecting the joint or common ownership of property used in generation, transmission, or distribution of electricity. S. F. 1306, judiciary.

Taxation of property of nonprofit religious and educational corporations, institutions and societies. S. F. 1308, ways and means.

Authorize conservation commission to negotiate with landowners as to purchase of property rights, development of Coldwater cave, report to General Assembly for proper funding, etc. H. C. R. 113; H. J. 531, 757.

Criminal code review study committee give special attention to a review and consideration of Iowa laws concerning criminal trespass and justification in defense of person and property, report recommendations, etc., to 64th General Assembly, 1st session. H. C. R. 120; H. J. 989, 1689 withdrawn.

Condemnation—

(See Condemnation)

Taxes—

(See Taxes, sub-ref. Property)

PUBLIC DEFENSE—

General

Authorize exercise of a purchase-option by the armory board, appropriation. S. F. 1307, appropriations.

PUBLIC EMPLOYMENT NEGOTIATIONS ACT—

General

Collective bargaining in public employment. S. F. 1084, Nicholson and Gaudineer; H. F. 1096, Pelton and Millen.

PUBLIC HEALTH—

(See Health, sub-ref. General)

PUBLIC INSTRUCTION, DEPARTMENT OF—

(Also see Schools, sub-ref. Public Instruction, Department of)

General

Boards of directors and board of public instruction determine minimum standards of eligibility, athletics. S. F. 1142, Reichardt and Gaudineer.

Election of state superintendent of public instruction. S. F. 1145, Bass, et al.; H. F. 640, Koch, et al.

Public school districts provide special education programs for preschool children, handicapped. S. F. 1164, Walsh.

Limit increase in total school district expenditures to 5.7 percent. H. F. 1177, Grassley, et al.

State aid to public schools, income, sales, use and property tax. H. F. 1209, Roorda, et al.

Appointment of superintendent of public instruction by the governor. S. F. 1201, Nicholson, et al.; H. F. 1247, Shaw, et al.

Establish state area vocational-technical school and community college board, transfer property and funds to board. S. F. 1238, higher education.

School lunch program, appropriation to department of public instruction for. S. F. 1267, Orr.

Provide a standard for the employment of principals in schools. H. F. 1338, schools.

Establish a private school advisory committee. S. F. 1291, schools.

Allow public and private school students to attend schools in another school district, take courses not offered in their own schools. S. F. 1292, schools.

Students attending nonpublic schools provided special education services. S. F. 1293, schools.

Flexibility in selection of position titles for members of the professional staff of the superintendent of public instruction. H. F. 1359, schools.

Basic school tax, state equalization aid to public schools, and review of school district budgets. S. F. 1310, schools.

Conduct study of employment practices of the department of public instruction, public safety, employment security commission, highway department and board of regents; recommendations made to 64th General Assembly, 1st session. H. C. R. 106; H. J. 261, 348 adopted; S. J. 342.

State board of public instruction requested to transmit to the 64th General Assembly a copy of the report and recommendations relative to multiple and future area community college needs and to postpone approval of new sites, etc. H. C. R. 139; H. J. 1451.

Urge department of public instruction adopt reasonable rules to provide education within the financial means of the taxpayers. S. C. R. 112; S. J. 755, 782, 815.

That the department of public instruction publish a pamphlet explaining its various rules and their application to the public schools. S. C. R. 124; S. J. 1098.

That the 63rd General Assembly go on record as favoring a twelve month school year and encourage the department of public instruction to support this resolution. S. C. R. 130; S. J. 1337.

General
Appointment of public officials, qualifications. S. F. 1034, Gaudineer.
Persons elected to public office granted leave of absence from regular employment. H. F. 1214, Nolting.

PUBLIC RETIREMENT SYSTEM—
(See Retirement Systems)

PUBLIC SAFETY, DEPARTMENT OF—
(Also see Safety, and/or Highway Safety Patrol)
General

Revise section establishing highway patrol. H. F. 1022, judiciary.
Highway patrol vehicles equipped for use as ambulances, certain number. S. F. 1022, Hougren.
Permits to carry concealed weapons, fees. S. F. 1047, Gaudineer.
Slow-moving vehicles warning devices. S. F. 1091, transportation.
Create state criminalistics laboratory, appropriation. S. F. 1122, Arbuckle.
Increase fee for furnishing copies of a driving record. S. F. 1153, law enforcement.
Combine enforcement of motor vehicle laws in new division in department of public safety; reciprocity, load laws, etc. S. F. 1178, transportation.
Occupation or record of conviction need not be listed on driver's license. S. F. 1193, law enforcement.
Persons in military service, driver's license extended to 6 months after separation from active duty. H. F. 1223, law enforcement.
Increase speed limits for motor vehicles towing travel and camping trailers. H. F. 1298, Nelson.
State ambulance service, highway patrol. H. F. 1300, Pelton.
Repeal S. F. 385, 63rd General Assembly, second session. S. F. 1254, judiciary.
Registration fee of vehicles designed to carry property or more than nine passengers. S. F. 1270, transportation.
Appropriation to public safety for administering a revised program for issuing operator's and chauffeur's licenses. S. F. 1287, appropriations.
Public safety, department of, study usefulness of life line (roof mounted signals) on automobiles, appropriation. H. J. R. 1008, Renda.
Public school transportation, distance, bus inspection, reimbursements. S. F. 1309, schools.
Budgeting and financing of governmental programs. (Public safety, taxes—personal, county auditor, director of revenue, science, criminal code, roads and highways, streets, highway patrol, conservation commission, pollution, water, sewage, board of regents, area schools) S. F. 1312, appropriations.
Conduct study of employment practices of the department of public instruction, public safety, employment security commission, highway department and board of regents; recommendations made to 64th General Assembly, 1st session. H. C. R. 106; H. J. 261, 348 adopted; S. J. 342.

PUBLIC UTILITIES—
(See Utilities, sub-ref. Public)

PUBLICATIONS—
(See Printing; Publishing)

PURCHASING—
General

Clarify definition of purchase price under use tax law. S. F. 1002, judiciary.

RABIES—
(Also see Disease)
General

Rabies vaccination for dogs. H. F. 1074, Renda.
Licensing of dogs, immunization against rabies. S. F. 1192, Parker; H. F. 1216, Kitner.

RADIATION—
General

That the water and air pollution control commissions be directed to prepare recommendations for the control of radiation emission and waste disposal and the safety of the nuclear power plant at Palo. H. C. R. 125; H. J. 1123, 1211.

RADIO—
(See Communications)

RAILROADS—
General

Exempt from sales and use tax, tangible personal property used as railroad rolling stock, etc. S. F. 1105, Shaff and Dodds.
Railway companies taxation. S. F. 1175, Walsh.
Regulation of railroads in cities and towns, improvements and repairs. H. F. 1288, Crosier, et al.
Railroad crossing repairs. S. F. 1244, commerce.
Notice to commerce commission and law enforcement agencies by railroads shipping dangerous materials. H. F. 1288, Gannen.

portation, encompassing the administration and regulation of motor vehicle, railway, air, and water transportation, etc., report to the 64th General Assembly. H. C. R. 133; H. J. 1277, 1344 adopted; S. J. 1209.

REAL ESTATE—

(Also See Land, Licenses, sub-ref. Real Estate and/or Property)

General

- Increase fees collected, real estate transfers, etc. H. F. 1018, Hanson of Howard-Mitchell, et al.
- Legalize proceedings of board of directors of Perry community school district, Dallas, Boone and Greene, purchase of real estate. S. F. 1049, Shirley.
- Extends dates of previous legalizing acts relating to special limitations of actions, recovery of interests in real estate. S. F. 1057, Mowry and Rigler.
- Sale of real estate of old-age recipients. S. F. 1126, Lucken; H. F. 1143, Nelson.
- Definition of real estate, mobile homes. S. F. 1151, Mogged, et al.; H. F. 1145, Koch, et al.
- Real estate brokers, multiple listing system. H. F. 1170, Van Drie, et al.
- Taxation of real estate transfers. S. F. 1227, ways and means; H. F. 1289, Schmeisler, et al. S.
- Legalize and validate proceedings of board of directors of Mount Vernon community school district, Linn, Jones, and Johnson counties, purchase of real estate from Grace E. West and Gail West Hull, etc. H. F. 1278, Radl.
- Determination of fair and reasonable market value of property for assessment purposes. S. F. 1239, ways and means.

REAPPORTIONMENT OF LEGISLATURE—

General

- Nomination and election of members of the General Assembly, redistricting, etc. H. F. 1020, Goode.
- Composition of representative districts, Clinton county. H. F. 1047, Camp and Pelton.
- Composition of representative districts, Clinton county. H. F. 1111, constitutional amendments and reapportionment.
- Rescind S. C. R. 13 as passed by the 63rd General Assembly, 1st session, 1969, and request Congress call a convention to propose a revised amendment to the United States Constitution regarding reapportionment. H. C. R. 103; H. J. 106, 1620 failed, 1938.
- That this legislature withdraws the application to Congress to call a convention for proposing an amendment to the U. S. Constitution regarding reapportionment under S. C. R. 13 as passed by the 63rd General Assembly, 1st session, 1969 and consider S. C. R. 13 null and void. S. C. R. 103; S. J. 113, 178.
- Reapportionment of the legislature. S. C. R. 109; S. J. 549, 750.

RECIPROCITY—

General

- Motor vehicle taxes, reciprocity. H. F. 1055, Fischer of Grundy.
- Sales and use tax, tangible personal property, reciprocity, exceptions. H. F. 1186, Kehe.
- Abolish reciprocity board, establish a division for motor vehicle registration reciprocity within the department of revenue. S. F. 1229, Hill.
- Motor vehicle fees; amends H. F. 1, 63rd General Assembly. H. F. 1367, McCartney and Gannon.

RECORDS—

General

- Public record, dissolution of marriage, separate maintenance, and annulment. S. F. 1315, judiciary.

RECREATION—

General

- Public recreation on private lands and waters. H. F. 1207, Roorda.
- Cities and counties establish zoning regulations to protect recreation areas. H. F. 1327, Iowa development.

RECRUITING—

General

- Recruitment and advertising policies of area schools, prohibit. S. F. 1206, Walsh; H. F. 1237, Grassley. S.

REDISTRICTING—

General

- Supreme court determine number of judicial districts, and their boundaries. S. F. 1237, judiciary.

REFUSE—

(See Pollution, and/or Sewage)

REGENTS, BOARD OF—

General

- Tuition rates set by board of regents, nonresidents. H. F. 1014, Mendenhall.

- another location. H. F. 1018, Crabb.
- Institutions of higher learning, board of regents, economic conditions, corrects. S. F. 1003, judiciary.
- Standing committee members studying legislation relating to state institutions to visit same during each biennium. H. F. 1113, Van Drie.
- Elective board of regents govern institutions of higher learning. S. F. 1132, Messerly.
- Board of regents institutions invest in offerings of federal agencies as well as guaranteed. S. F. 1156, higher education; H. F. 1189, higher education.
- Distribution of trademarked articles. S. F. 1179, higher education; H. F. 1260, higher education. S.
- Unfair trade discrimination, board of regents. S. F. 1180, higher education; H. F. 1261, higher education. S.
- Repeals provisions providing for establishment of a western Iowa university. H. F. 1167, Crabb; S. F. 1187, higher education.
- Retirement systems, employees of board of regents institutions, IPERS. H. F. 1242, Schroeder.
- Powers and duties of board of regents, its authority to employ and discharge faculty members. S. F. 1242, Messerly, et al.
- Budgeting and financing of governmental programs. (Public safety, taxes—personal, county auditor, director of revenue, science, criminal code, roads and highways, streets, highway patrol, conservation commission, pollution, water, sewage, board of regents, area schools) S. F. 1312, appropriations.
- Conduct study of employment practices of the department of public instruction, public safety, employment security commission, highway department and board of regents; recommendations made to 64th General Assembly, 1st session. H. C. R. 106; H. J. 261, 348 adopted; S. J. 342.

REGISTRATION—

General

- Minimum motor vehicle registration fee. S. F. 1011, judiciary.
- New procedures for federal tax lien registration. S. F. 1117, Mowry.
- Annual registration fee on all motorboats and sailboats in lieu of personal property taxes. S. F. 1261, Erskine; H. F. 1316, Shaw.
- Registration fee of vehicles designed to carry property or more than nine passengers. S. F. 1270, transportation.
- Citizens' band radio operators licenses, special automobile registration plates. H. F. 1017, Nolting, et al.
- Motor vehicle registration plates, corrects statute. H. F. 1025, judiciary.
- Require voter registration, all counties, population 50,000 or more. H. F. 1087, Camp and Drake.
- Motor vehicle registration certificate containers, no longer furnish. H. F. 1228, Kreamer.
- Mandatory voter registration, cities 10,000 or more; counties 50,000 or more. S. F. 1304, state government.

REHABILITATION—

General

- Create an alcoholism rehabilitation fund. S. F. 1025, Smith, et al.; H. F. 1065, Bergman, et al.

REORGANIZATION—

General

- School reorganization, area annexed to a school district, equal asset and liability division. H. F. 1192, Vaughn.

REORGANIZATION OF SCHOOL DISTRICTS—

(See Schools, sub-ref. Districts)

RETIREMENT SYSTEMS—

General

- Appropriation to supreme court, 63rd General Assembly, 1st session, correction. S. F. 1127, Mowry.
- Legalize and validate proceedings of the board of directors area X district, Benton, Cedar, Iowa, Johnson, Jones, Linn and Washington counties, pension and retirement annuity plan. S. F. 1208, Potter, et al.
- Retirement systems, employees of board of regents institutions, IPERS. H. F. 1242, Schroeder.
- Retirement systems for policemen and firemen, based on 5 highest salaried years, etc. S. F. 1295, cities and towns.
- Conduct study of state and local retirement systems and benefits available to public employees of Iowa, report findings and bills to 64th General Assembly, 1st session. S. C. R. 105; S. J. 331.

REVENUE, DEPARTMENT OF—

General

- Probate inventories. S. F. 1081, Gaudineer.
- Double homestead tax credit, \$5 or older, etc. H. F. 1058, Langland and Tiedden.
- Statute of limitations for state income tax. H. F. 1090, Holden.

Railway companies taxation. S. F. 1115, Waish.
School district income tax, limit property taxes for general fund school expenditures. H. F. 1208, Roorda, et al.
State aid to public schools, income, sales, use and property tax. H. F. 1209, Roorda, et al.
Industrial, manufacturing and processing property including machinery, centrally assessed by director of revenue. S. F. 1222, Hougen.
Franchise tax, financial institutions, (banks, savings and loan associations, etc.). H. F. 1294, ways and means.
Computation of interest and penalties on income tax. H. F. 1334, ways and means.
Deductions from net income. H. F. 1352, ways and means.
That the director of revenue extend to farmers the privilege of filing a final 1969 Iowa income tax return in lieu of a declaration of estimated tax, on or before March 1, 1970. S. C. R. 107; S. J. 372, 464 adopted; H. J. 478 adopted.
State tax commission, clarify reference to. S. F. 1015, judiciary.
Conduct study to determine fair share which banks, savings and loan associations, etc., should be required to contribute to the revenues of the state and how collected, report findings. H. C. R. 40; H. J. 1570, 1701 adopted; S. J. 1640, 1677, 1781, 1787; 2nd session, S. J. 56.

Director

Budgeting and financing of governmental programs. (Public safety, taxes—personal, county auditor, director of revenue, science, criminal code, roads and highways, streets, hiway patrol, conservation commission, pollution, water, sewage, board of regents, area schools) S. F. 1312, appropriations.

REVIEW, BOARD OF—
(See Assessments and/or Property)

RIGHT-OF-WAY—
General

Motor vehicles approaching and entering intersections, right-of-way. H. F. 1277, law enforcement.

RIOT—
(See Schools, sub-ref. Riot)

RIVERS—
(See Waters)

ROAD USE TAX FUND—
General

Appropriate from road use tax fund to municipal tax relief fund for street purposes, cities and towns. S. F. 1224, Gaudineer.

ROADS AND HIGHWAYS—
General

Primary road system, construct or improve economic and social development of Iowa. S. F. 1032, Gaudineer.
Payments and assistance to persons required to relocate residence, etc., highway purposes. S. F. 1055, transportation.
Secondary roads adjoining counties, share costs. S. F. 1069, Lucken, et al.; H. F. 1084, Peterson, et al.
Habitual offenders of traffic laws, 10 years revocation of license, severe penalties. S. F. 1072, DeKoster.
Slow-moving vehicle warning devices. S. F. 1091, transportation.
Installation of limited access diagonal highways. S. F. 1098, Clarke, et al.; H. F. 1101, Edgington, et al.
Funds for administrative purposes, highway commission, appropriated, etc. as other funds. H. F. 1103, transportation.
Information furnished property owners in negotiations for land for highway purposes. S. F. 1136, county government; H. F. 1148, Holden, Stromer, and Gannon.
Construction of highways, other installations across right-of-way of a drainage or levee district, pipe replacement if. H. F. 1122, Priebe.
Constructing and maintaining interstate toll bridges, limit use of primary highway funds. H. F. 1138, transportation; S. F. 1188, transportation.
Closed highways, travel at own risk. S. F. 1157, DeKoster, et al.; H. F. 1185, Crabb and Knoblauch.
Movement of oversize mobile homes. S. F. 1200, Klink, et al.; H. F. 1246, Tieden, et al.
Highway commission compensate municipalities for relocation of utilities, highway construction projects. H. F. 1218, Lipsky, et al.; H. F. 1267, Lipsky, et al.
Amount of primary road construction fund to be expended for maintenance in cities and towns. S. F. 1219, Kosek and Potter; H. F. 1273, Wells, et al.
Amount of funds authorized to be expended for primary road system improvements in cities and towns. S. F. 1220, Kosek and Potter; H. F. 1280 Crosler, et al.

- Transfer of portions of primary road system into secondary road system. H. F. 1284, Dougherty, et al.
- Purchase or condemnation of property, alternative access. S. F. 1246, transportation; H. F. 271, Christensen, et al. S.
- Location of mailboxes on highways. H. F. 1296, Christensen.
- Classification of roads for park purposes, dams. S. F. 1250, conservation and recreation.
- Repeal S. F. 385, 63rd General Assembly, second session. S. F. 1254, judiciary.
- Repair and improvement of maintenance facilities under highway commission, funds taken from primary road fund. H. F. 1331, appropriations; S. F. 1286, appropriations.
- Legalize use of an abandoned railway bridge in Marion county as part of their secondary road system. H. F. 1356, judiciary; S. F. 1305, judiciary.
- Budgeting and financing of governmental programs. (Public safety, taxes—personal, county auditor, director of revenue, science, criminal code, roads and highways, streets, highway patrol, conservation commission, pollution, water, sewage, board of regents, area schools) S. F. 1312, appropriations.

ROCKETS—

General

- Model rocketry, regulations, etc. H. F. 1293, Jesse.

RULES—

General

- Departmental rules, responsibility on departments. S. F. 1042, Mowry.
- Rules, regulations, etc., remove requirement department of health must assume burden of proof, nursing and custodial homes. H. F. 1254, social services.
- That the joint rules of the General Assembly be suspended and H. F. 633 reconsidered. S. C. R. 116; S. J. 810, 816, 822.
- That the department of public instruction publish a pamphlet explaining its various rules and their application to the public schools. S. C. R. 124; S. J. 1098.
- That the legislature indicate its approval of the moratorium on rules and regulations re board of public instruction as called for by Governor Robert D. Ray, also seek economics in operation of schools, etc. S. C. R. 132; S. J. 1375, 1403.

RULES OF CIVIL PROCEDURE—

General

- Official opinions of the attorney general to be advisory. H. F. 1297, Gannon.

RURAL WATER DISTRICTS—

(See Water, sub-ref. Districts)

SAFETY—

General

- Slow-moving vehicle warning devices. S. F. 1091, transportation.
- Variance from employment safety rules. S. F. 1124, Mowry.
- Certain safety appliance requirements, dust, gases, etc. S. F. 1131, Mowry.
- Railway companies taxation. S. F. 1175, Walsh.
- Employment safety commission adopt work rules. H. F. 1173, Kehe and Welden.
- Required eye safety equipment used in schools. H. F. 1188, Van Drie.
- Water safety regulations, sunset-sunrise. H. F. 1210, Winkelman, et al.
- Safety regulations, surface mines and underground mines. H. F. 1220, Millen.
- Use of oxygen in hospitals, safety factors. H. F. 1230, Bennett.
- Model rocketry, regulations, etc. H. F. 1293, Jesse.
- Repeal S. F. 385, 63rd General Assembly, second session. S. F. 1254, judiciary.
- Public safety, department of, study usefulness of life lite (roof mounted signals) on automobiles, appropriation, H. J. R. 1008, Renda.

Public, Department of

(See Public Safety, Department of)

SALARIES—

General

- Salaries of conservation officers as amended. H. F. 1031, judiciary.
- Increase salaries of bailiffs and clerks of the municipal courts. S. F. 1074, Walsh; H. F. 506, Andersen, et al. S.
- Exemptions, debtor, garnishment of wages. H. F. 1087, Radl, et al.
- Salaries, persons appointed to fill vacancies in public office. S. F. 1086, Gaudineer and Clarke.
- Increase salary of the commissioner of health. S. F. 1275, appropriations.

Wages

- Wages subject to IPERS. S. F. 1017, Walsh and O'Malley.
- Increase ceiling of wages covered under IPERS and benefit formula. S. F. 1035, Walsh and O'Malley.

vaill, et al.
Payment of salaries and wages. H. F. 1141, Andersen.
Increase ceiling of wages covered under IPERS, etc. H. F. 1176, state government; S. F. 1217, state government. S.

SALES—

General

Prohibit operation of certain places of business on Sunday. S. F. 1087, Reichardt, et al.
Interest charges on disputed credit transactions. H. F. 1089, Andersen.
Gradual replacing of state owned liquor stores by private licensees. S. F. 1114, Reichardt.
Distribution of trademarked articles. S. F. 1179, higher education; H. F. 1260, higher education. S.
Unfair trade discrimination, board of regents. S. F. 1180, higher education; H. F. 1261, higher education. S.
Credit charges on retail installment sales, time, etc.; installment loans by banks. S. F. 1260, Arbuckle.
Sale of mobile homes, travel trailers, and camping trailers. H. F. 1333, commerce.
Permits and inspection fees for agricultural seed sold in this state. H. F. 1350, agriculture.

SALES TAX—

(See Taxes, sub-ref. Sales)

SANITARY DISPOSALS—

General

Establishment of sanitary disposal projects, authorizing a tax therefor, provide penalties, appropriation. S. F. 1232, environmental preservation; H. F. 1337, environmental preservation. S.

SANITATION—

Districts

Sanitary and improvement districts. S. F. 1039, Griffin.

SAVINGS AND LOAN ASSOCIATIONS—

General

Savings and loan associations, federal and state chartered, equalize regulations. S. F. 1099, commerce.
Franchise tax, financial institutions, (banks, savings and loan associations, etc.). H. F. 1294, ways and means.
Conduct study to determine fair share which banks, savings and loan associations, etc., should be required to contribute to the revenues of the state and how collected, report findings. H. C. R. 40; H. J. 1570, 1701 adopted; S. J. 1640, 1677, 1781, 1787, 2nd session, S. J. 56.

SCALES—

(See Weights; Measures)

SCHOLARSHIPS—

General

Scholarships and tuition grants for non-caucasian students. S. F. 1112, Reichardt, et al.

SCHOOL BUDGET REVIEW COMMITTEE—

General

Additional aid for local school districts. H. F. 1002, Huff; S. F. 1092, O'Malley.

SCHOOL DISTRICTS—

(See Schools, sub-ref. Districts)

SCHOOLS—

(Also See Colleges, Universities, and/or Regents, Board of)

General

Transfer of real property, LeGrand consolidated school district, to Alfred J. Witham, corrects procedural defect. S. F. 1080, Mowry.
Update, revise, and correct certain sections of the Code relating to schools. S. F. 1083, schools; H. F. 1134, schools. S.
Requiring school boards set limits on expenditures for each educational program before budget is made. H. F. 1102, Kehe, et al.
Special elections, actions by board of directors of a school corporation, closing of schools. H. F. 1136, Darrington.
Maximum amounts authorized to be levied for principal and interest of bonded indebtedness, millage. S. F. 1159, Arbuckle; H. F. 1178, Baker.
Required eye safety equipment used in schools. H. F. 1188, Van Drie.
Sex education courses in the public schools. H. F. 1262, Grassley.
School lunch program, appropriation to department of public instruction for. S. F. 1267, Orr.
Increase license fees for hotels and food establishments and the licensing of school kitchens. H. F. 1355, appropriations.
Taxation of property of nonprofit religious and educational corporations, institutions and societies. S. F. 1308, ways and means.

- Conduct study to consider merits of transferring the administration of the school for the blind, report findings, etc. to 64th General Assembly, 1st session. H. C. R. 105; H. J. 170, 265, 323 withdrawn.
- Conduct study of the needs for various types of educational services at the primary, secondary, and post-secondary levels which school districts find it difficult to provide, financing of, etc., report to legislative council. H. C. R. 131; H. J. 1276, 1454, 1463 failed.
- Urge department of public instruction adopt reasonable rules to provide education within the financial means of the taxpayers. S. C. R. 11f; S. J. 755, 782, 815.
- Request Congress implement that part of the study report published in April, 1969 dealing with the welfare programs, Iowa then advance as to local school costs. S. C. R. 113; S. J. 781, 1483 adopted; H. J. 1715.
- That the department of public instruction publish a pamphlet explaining its various rules and their application to the public schools. S. C. R. 124; S. J. 1098.
- That the 63rd General Assembly go on record as favoring a twelve month school year and encourage the department of public instruction to support this resolution. S. C. R. 130; S. J. 1337.
- That the legislature indicate its approval of the moratorium on rules and regulations regarding board of public instruction as called for by Governor Robert D. Ray, also seek economies in operation of schools, etc. S. C. R. 132; S. J. 1375, 1403.
- Area; Area Vocational—**
- Area vocational school for Delaware, Dubuque, and Jackson counties. S. F. 1077, Walsh, et al.; H. F. 1094, Ellsworth, et al.
- Establish interim committee to study millage levy and related areas of financial support for area vocational school and community college districts. S. J. R. 1003, Potgeeter; H. J. R. 1005, Welden, et al.
- Recruitment and advertising policies of area schools, prohibit. S. F. 1206, Walsh; H. F. 1237, Grassley. S.
- Legalize and validate proceedings of the board of directors area X district, Benton, Cedar, Iowa, Johnson, Jones, Linn and Washington counties, pension and retirement annuity plan. S. F. 1208, Potter, et al.
- Establish state area vocational-technical school and community college board, transfer property and funds to board. S. F. 1238, higher education.
- Legalize and validate proceedings of the board of directors of Iowa Central Community college, area V, and Fort Dodge community school district, transfer of buildings, real estate, etc. S. F. 1271, higher education.
- Collection of fees from students at area schools. H. F. 1363, schools.
- Budgeting and financing of governmental programs. (Public safety, taxes—personal, county auditor, director of revenue, science, criminal code, roads and highways, streets, highway patrol, conservation commission, pollution, water, sewage, board of regents, area schools) S. F. 1312, appropriations.
- State board of public instruction requested to transmit to the 64th General Assembly a copy of the report and recommendations relative to multiple and future area community college needs and to postpone approval of new sites, etc. H. C. R. 139; H. J. 1451.
- Boards**
- Board of directors of a school corporation authority to determine needs of, administrative personnel. S. F. 1290, Anderson.
- School buildings, temporary or permanent, location of, school board discretion. S. F. 1294, schools.
- Employment of principals based upon actual demonstrated administrative and supervisory needs. S. F. 1299, schools.
- Bonds**
- Maximum rate of interest on general obligation bonds, school corporations. H. F. 1052, commerce; S. F. 1071, Frey.
- Issuance of school bonds, may exceed millage limitation, 1st year. S. F. 1140, Lamborn, et al.; H. F. 1183, Hansen of Black Hawk, et al.
- Legalize and validate special election of Twin Cedars community school district, Marion and Mahaska counties, school bonds, for addition. S. F. 1189, Lavery.
- Publication requirements of notice of election on school bonds. S. F. 1274, schools.
- Issuance of bonds by school corporations, approved if more than 50 percent votes favorable. H. F. 1319, schools.
- Buses; Transportation**
- Flashing lights on school buses. H. F. 1023, judiciary.
- Require use of flashing signal lights and stop arms by school buses in cities and towns. H. F. 1163, Ewell.
- Instructor of driver's education course approved by public safety to test applicants for driver's license, highway patrol testing eliminated. S. F. 1174, law enforcement.
- Public school transportation, distance, bus inspection, reimbursements. S. F. 1309, schools.

Treasurer, joint county school system, appointment of. H. F. 1001, Lipsky.
Establish limit on property tax levies for county school systems. H. F. 1241,
Roorda, et al.

District

- Additional aid for local school districts. H. F. 1002, Huff; S. F. 1092, O'Malley.
Requiring all areas of state must be in school districts maintaining twelve
grade systems. S. F. 1030, Shirley; H. F. 1066, Skinner.
- Optional revision of school calendars by school districts. H. F. 1043, Pelton.
- Equalization aid paid to high school districts, daily membership. S. F. 1130,
Van Gilst; H. F. 1142, Dunton.
- Boards of directors and board of public instruction determine minimum
standards of eligibility, athletics. S. F. 1142, Reichardt and Gaudi-
neer.
- Public school districts provide special education programs for preschool chil-
dren, handicapped. S. F. 1164, Walsh.
- Limit increase in total school district expenditures to 5.7 percent. H. F. 1177,
Grassley, et al.
- Run-off election if no candidate receives at least forty-five percent of votes,
officers in school districts. H. F. 1179, schools.
- School reorganization, area annexed to a school district, equal asset and lia-
bility division. H. F. 1192, Waugh.
- School district income tax, limit property taxes for general fund school ex-
penditures. H. F. 1208, Roorda, et al.
- State aid to public schools, extraordinary expenditures. H. F. 1215, Welden.
- Legalize and validate proceedings of board of directors of Mount Vernon com-
munity school district, Linn, Jones, and Johnson counties, purchase of
real estate from Grace E. West and Gail West Hull, etc. H. F. 1278,
Radl.
- Authorize student teaching, establish status and authority of. H. F. 1279,
Tieden, et al.
- Election of directors in school district. H. F. 1285, Dunton and Logue.
- Election of school directors, at large, entire district. H. F. 1286, Dunton and
Logue.
- Franchise tax, financial institutions, (banks, savings and loan associations,
etc.). H. F. 1294, ways and means.
- Legalize and validate proceedings of board of directors of Henderson con-
solidated school district, Mills county, sale of certain real property.
H. F. 1307, judiciary.
- State foundation aid to public high school districts. S. F. 1256, Reichardt.
- Legalize and validate proceedings of the board of directors of Iowa central
community college, area V, and Fort Dodge community school dis-
trict transfer of buildings, real estate, etc. S. F. 1271, higher edu-
cation.
- Issuance of public warrants to cover deficiencies in a public fund, schools.
H. F. 1322, ways and means.
- Provide a standard for the employment of principals in schools. H. F. 1338,
schools.
- Board of directors of a school corporation authority to determine needs of,
administrative personnel. S. F. 1290, Anderson.
- Allow public and private school students to attend schools in another school
district, take courses not offered in their own schools. S. F. 1292,
schools.
- Employment of principals based upon actual demonstrated administrative
and supervisory needs. S. F. 1299, schools.
- Basic school tax, state equalization aid to public schools, and review of
school district budgets. S. F. 1310, schools.
- Driver Education**
- Driver education requirements. H. F. 1050, Freeman of Buena Vista.
- Funds; Taxes**
- Additional aid for local school districts. H. F. 1002, Huff; S. F. 1092, O'Malley.
Treasurer, joint county school system, appointment of. H. F. 1001, Lipsky.
- Legalizing Acts**
(See Legalizing Acts)
- Private; Parochial**
- Establish a private school advisory committee. S. F. 1291, schools.
- Allow public and private school students to attend schools in another school
district, take courses not offered in their own schools. S. F. 1292,
schools.
- Students attending nonpublic schools provided special education services.
S. F. 1293, schools.
- Public Instruction, Department of and Superintendent of**
- Boards of directors and board of public instruction determine minimum
standards of eligibility, athletics. S. F. 1142, Reichardt and Gaudineer.
- Election of state superintendent of public instruction. S. F. 1145, Bass, et al.;
H. F. 540, Koch, et al.
- Public school districts provide special education programs for preschool chil-
dren, handicapped. S. F. 1164, Walsh.

tion. H. F. 1247, state government.
Flexibility in selection of position titles for members of the professional staff of the superintendent of public instruction. H. F. 1359, schools.

Radio and TV

Repeals requirement executive council must approve all transfer of moneys to local or county school boards, radio and TV facility board. S. F. 1160, Neu, et al.; H. F. 1193, Alt, et al.

Authority of state educational radio and TV facility board, printing of study guides. S. F. 1161, Neu, et al.; H. F. 1200, Alt, et al.

State educational radio and TV, location of. S. F. 1168, Neu, et al.

Tax-sheltered annuities for employees of state educational radio and TV facility board. S. F. 1169, Neu, et al.; H. F. 1201, Alt, et al.

Requirements, Curriculum, Courses, Subjects

Required secondary school curriculum. H. F. 1309, schools.

Students attending nonpublic schools provided special education services. S. F. 1293, schools.

School buildings, temporary or permanent, location of, school board discretion. S. F. 1294, schools.

Organized athletics and courses in physical education. S. F. 1311, schools.

State; Federal Aid

State aid to public schools, income, sales, use and property tax. H. F. 1209, Roorda, et al.

Students

Admission and exclusion of school pupils. S. F. 1014, judiciary.

Authorize student teaching, establish status and authority of. H. F. 1279, Tleden, et al.

Allow public and private school students to attend schools in another school district, take courses not offered in their own schools. S. F. 1292, schools.

Students attending nonpublic schools provided special education services. S. F. 1293, schools.

Organized athletics and courses in physical education. S. F. 1311, schools.

Teachers

Authorize student teaching, establish status and authority of. H. F. 1279, Tleden, et al.

Tuition

Tuition rates set by board of regents, nonresidents. H. F. 1014, Mendenhall.

Tuition grants, eligibility for, method of computing the amount. H. F. 1046, Radl.

Student tuition grants, accredited private institutions. S. F. 1205, Walsh and Denman.

Sports

Boards of directors and board of public instruction determine minimum standards of eligibility, athletics. S. F. 1142, Reichardt and Gaudineer.

SCIENCE—

General

Basic science law, clarify. H. F. 1032, judiciary.

Budgeting and financing of governmental programs. (Public safety, taxes—personal, county auditor, director of revenue, science, criminal code, roads and highways, streets, highway patrol, conservation commission, pollution, water, sewage, board of regents, area schools) S. F. 1312, appropriations.

SECRETARY OF AGRICULTURE—

(See Agriculture, sub-ref. Secretary of)

SECRETARY OF STATE—

General

Certification of nominees, names on general election ballot, distribution of absentee ballots. S. F. 1162, county government.

League of municipalities, reports and accounts filed annually with secretary of state, auditor, secretary of senate and chief clerk. S. F. 1230, cities and towns.

Transferring the issuing of commissions to notaries public from the Governor to secretary of state, increase fee. S. F. 1302, state government.

SECURITY MEDICAL FACILITY—

General

Commitment of defendants to Iowa security medical facility. H. F. 1011, Voorhees and Dougherty.

SECURITY OFFICERS—

(See Officers and/or Police)

SEED—

(See Agriculture, sub-ref. Seed)

SERVICES—

General

Public utilities, written notices. S. F. 1063, commerce.

Sales and use tax, newspaper and the like, movie, etc., advertising, etc.; municipal tax relief and OPP. H. F. 1292, Gannon; S. F. 1265, Orr. &

SEWAGE—
(Also See Pollution)
General

Abatement of a sewage disposal problem, Colesburg. H. F. 1139, Blouin, et al.
Budgeting and financing of governmental programs. (Public safety, taxes—personal, county auditor, director of revenue, science, criminal code, roads and highways, streets, hiway patrol, conservation commission, pollution, water, sewage, board of regents, area schools) S. F. 1312, appropriations.
That the General Assembly consider transmission of refuse and garbage across county lines to be an improper act by cities and their government bodies. H. C. R. 124; H. J. 1101, 1454, 1479 adopted; S. J. 1375.

SEWER SYSTEMS—
General

Interest rate on joint municipal sewer bonds, corrects. H. F. 1035, judiciary.
Sanitary and improvement districts. S. F. 1039, Griffin.
Sewer opening exceeding one square foot, enclosed by a grate. H. F. 1164, Kennedy of Chickasaw and Johnston of Johnson.
Budgeting and financing of governmental programs. (Public safety, taxes—personal, county auditor, director of revenue, science, criminal code, roads and highways, streets, hiway patrol, conservation commission, pollution, water, sewage, board of regents, area schools) S. F. 1312, appropriations.

SEX—

General

Obscenity, punishment for violations thereof. H. F. 1239, Kennedy of Dubuque.
Sex education courses in the public schools. H. F. 1262, Grassley.

SHERIFFS—

(Also see Officers, and/or Police.)

General

Appointment of deputy sheriffs and secretaries in certain counties. H. F. 1144, Dunton, et al.
Establish civil service for certain employees of county sheriffs. H. F. 1323, Crosier, et al.

SIGNALS—

General

Require use of flashing signal lights and stop arms by school buses in cities and towns. H. F. 1163, Ewell.
Uniform traffic-control devices, responsibility of highway commission. S. F. 1264, transportation.

SLAUGHTER—

(See Animals, sub-ref. General)

SNOWMOBILES—

(See Motor Vehicles, sub-ref. Snowmobiles)

SOCIAL SECURITY—

General

Bring employees of joint planning commission under benefits of social security and IPERS. S. F. 1050, Conklin; H. F. 1093, Lippold, et al.

SOCIAL SECURITY, DEPARTMENT OF—

General

Commitment of defendants to Iowa security medical faculty. H. F. 1011, Voorhees and Dougherty.
Director of social services, recipient of certain federal aid funds, corrects. S. F. 1001, judiciary.
Transplant aid fund, appropriation. H. F. 1048, Van Roekel.
Transfer balance of appropriation for new security institution at Anamosa to old age assistance program. S. F. 1060, social services.
Processing and payment of medical claims by private organization, social services may. H. F. 610, Radl, et al.; S. F. 1081, social services.
Study far-reaching problem of drug abuse. H. J. R. 1003, Bennett.
Iowa soldiers home file claims with U. S. veterans administration. S. F. 1109, Mowry, et al.; H. F. 1114, Fischer of Grundy, et al.
Standing committee members studying legislation relating to state institutions to visit same during each biennium. H. F. 1113, Van Drie.
Old age assistance grants, disregard increases in social security. H. F. 1121, Stokes, et al.; S. F. 1177, Doderer.
Increase cash allowance paid to prisoners upon discharge. H. F. 1146, Lipsky and Dunton.
Increase maximum income for persons eligible for low-rent housing. H. F. 1203, Alt; S. F. 1252, Doderer.
Misleading advertising practices by chiropractors, penalty. H. F. 1206, Cochran.

- Rules, regulations, etc., remove requirement department of health must assume burden of proof, nursing and custodial homes. H. F. 1254, social services.
- Eliminate requirement that a thorough physical examination be required for issuance of a marriage license. H. F. 1259, O'Hearn, et al.
- Establish state board of residential care standards, etc. H. F. 1283, social services.
- Relieve counties of requirement they pay half nonfederally funded cost of ADC, blind assistance, and aid to disabled. H. F. 1291, Tapscott.
- License and regulate the operation of clinical laboratories, etc. H. F. 1312, Mezvinsky.
- Department of social services determine amount necessary for minimum decent standard of living, ADC, disabled, and old age assistance, appropriation. S. F. 1268, Orr.
- Transfer money remaining from the capital improvements appropriation to department of social services for phase 1 completion of Iowa security medical facility at Oakdale. S. F. 1269, Doderer.
- Commissioner of public health not required to be physician. H. F. 1321, social services.
- Blood donors, 18 or over. H. F. 1345, social services.
- Change the medical assistance act, or medical law. H. F. 1346, social services.
- Payments to nursing homes and custodial homes, families, etc., supplement cost of care. S. F. 1318, social services.
- Create committee to conduct detailed study, during 1970 interim of the causes of health care costs in Iowa and submit report to legislative council and 64th General Assembly. H. C. R. 140; H. J. 1451, 1506 failed.
- That the Speaker of the House and the President of the Senate appoint a select committee on medical to follow through with the intent of the General Assembly and review and observe, submit report to 64th General Assembly. H. C. R. 143; H. J. 1485, 1580 adopted; S. J. 1388.
- Request Congress implement that part of the study report published in April, 1969 dealing with welfare programs, Iowa then advance as to local school costs. S. C. R. 113; S. J. 781, 1483 adopted; H. J. 1715.
- Conduct study of the relationship between the department of health and social services report findings, etc. to legislative council. S. C. R. 118; S. J. 878, 879.

Social Welfare

- Medical assistance act of 62nd General Assembly, corrects. H. F. 1036, judiciary.
- Child or relative not responsible for support of an old age assistance recipient. H. F. 1076, Corey.
- Social services provide aid to county juvenile homes, appropriation. S. F. 1128, O'Malley, et al.
- Every medical recipient given monthly statement from doctor or other professional health care practitioner, drugs, etc. S. F. 1143, social services.

SOCIAL WELFARE—

(See Social Services, sub-ref. Social Welfare)

SOIL CONSERVATION—

General

- Exempt excavation and grading from service tax, soil conservation projects. S. F. 1018, McGill, et al.; H. F. 1061, Cochran, et al.
- Qualifications of soil conservation district commissioners. S. F. 1061, Keith.
- Department of soil conservation, change from committee to department. S. F. 1062, Keith.
- Cities and towns parts of soil conservation districts within which they lie. S. F. 1101, Balloun.
- Define services of excavation and grading which are exempt from the service tax. S. F. 1280, ways and means.
- Establishment and administration of conservancy districts. H. F. 1336, environmental preservation.

SOLDIERS HOME, IOWA—

General

- Iowa soldiers' home, capital improvements, appropriation. H. F. 1086, Fischer of Grundy, et al.; S. F. 1078, Mowry, et al.
- Iowa soldiers home file claims with U. S. veterans administration. S. F. 1109, Mowry, et al.; H. F. 1114, Fischer of Grundy, et al.

SOLICITATION—

General

- Corporations, other organizations, which solicit public donations, file statement of salaries and expenses. H. F. 1117, Freeman of Buena Vista, et al.

Boards of directors and board of public instruction determine minimum standards of eligibility, athletics. S. F. 1142, Reichardt and Gaudineer.

STAMPS—

General

Regulation of trading stamps, repeal gift enterprise statutes. H. F. 1130, Gannon and Fischer of Grundy.
All counties participate in the food stamp program. S. F. 1165, Walsh.

STATE AID—

(Also See Schools, sub-ref. State; Federal Aid)

General

State aid to public schools, income, sales, use and property tax. H. F. 1209, Roorda, et al.
State aid to public schools, extraordinary expenditures. H. F. 1215, Welden.
Basic school tax, state equalization aid to public schools, and review of school district budgets. S. F. 1310, schools.

STATE DEPARTMENTS—

(See State Government, All sub-refs.)

STATE FAIR—

(See Fairs)

STATE FOUNDATION AID—

General

State foundation aid to public high school districts. S. F. 1256, Reichardt.

STATE GOVERNMENT—

General

Nomination and election of members of the General Assembly, redistricting, etc. H. F. 1020, Goode.
Length of sessions of the General Assembly. S. F. 1037, Conklin; H. F. 1049, Lippold.
Salaries, persons appointed to fill vacancies in public office. S. F. 1086, Gaudineer and Clarke.
Require voter registration, all counties, population 50,000 or more. H. F. 1097, Camp and Drake.
Standing committee members studying legislation relating to state institutions to visit same during each biennium. H. F. 1113, Van Drie.
Corporations, other organizations, which solicit public donations, file statement of salaries and expenses. H. F. 1117, Freeman of Buena Vista, et al.
Secondary boycotts, prohibit any state agency or political subdivision from taking part in. H. F. 1118, Grassley and O'Hearn.
Compensation of members of General Assembly, interim committees, special sessions, etc. H. F. 1120, Lipsky, et al.
Payment of salaries and wages. H. F. 1141, Andersen.
Terms of office of the architectural examining board. H. F. 1171, Lawson; S. F. 1173, Curran.
Repeals requirement executive council must approve all transfer of moneys to local or county school boards, radio and TV facility board. S. F. 1160, Neu, et al.; H. F. 1193, Alt, et al.
Persons elected to public office granted leave of absence from regular employment. H. F. 1214, Nolting.
Space for a public employee association, executive council assign. H. F. 1236, Kruse, et al.
Retirement systems, employees of board of regents institutions, IPERS. H. F. 1242, Schroeder.
Compensation of certain appraisers. H. F. 1244, Goode, et al.; S. F. 1233, Mogged.
Reorganization of the executive functions of state government, create department of executive services; supplies, printing, purchasing, etc. S. F. 1236, state government.
Create an office of local affairs, appropriation. S. F. 1283, Walsh, et al.
Method of selection and term of office of members of board of public instruction. H. F. 1347, state government.
Transferring the issuing of commissions to notaries public from the Governor to secretary of state, increase fee. S. F. 1302, state government.
Require inspection of funeral establishments. H. F. 1342, state government; S. F. 1303, state government.
Increase license fees, practice of medicine. H. F. 1361, state government; S. F. 1319, state government.

Appropriations

Senate and House journals and bills be mailed to Senators Jack Miller and Harold E. Hughes, Congressmen Fred Schwengel, John C. Culver, H. R. Gross, John H. Kyl, Neal Smith, Wiley Mayne, William J. Scherle and the Council of State Governments at Lexington, Kentucky and Chicago, Illinois. S. C. R. 102; S. J. 67, 63 adopted; H. J. 75, 177 adopted.

Of Grandury.

Employees
Restricting appearances before agencies of political subdivisions by state officials, employees, legislative, etc. S. F. 1044, Hill.
Collective bargaining in public employment. S. F. 1034, Nicholson and Gaudineer; H. F. 1096, Pelton and Millen.
Merit system, employees of the auditor of state. H. F. 1103, Andersen.
Increase ceiling of wages covered under IPERS, etc. H. F. 1176, state government; S. F. 1217, state government. S.
Vacations for state employees, new schedule. H. F. 1197, state government.
Military leaves of absence of civil employees, temporary. H. F. 1303, Ellsworth.

Executive Branch

Financial disclosure by legislators, state officials and judges. S. F. 1024, Glenn.
Restricting appearances before agencies of political subdivisions by state officials, employees, legislative, etc. S. F. 1044, Hill.
Term of office, president of state fair board. H. F. 1038, Goode.
Reorganization of the Iowa liquor control commission, director appointed by Governor. S. F. 1297, state government.

STATE OF IOWA—

(See State Government, All sub-refs.)

STATE OFFICES—

(See State Government, All sub-refs.)

STATE TAX COMMISSION—

(See Revenue, Department of)

STATUTES—

General

Rules of statutory construction. H. F. 1119, Renda.

STOCKS—

General

Stockholders' meetings for certain corporations, location of. H. F. 1310, judiciary.

STREETS—

General

Appropriate from road use tax fund to municipal tax relief fund for street purposes, cities and towns. S. F. 1224, Gaudineer.
Motor vehicles approaching and entering intersections, right-of-way. H. F. 1277, law enforcement.

STUDENTS—

(See Schools, sub-ref. Students)

STUDY COMMITTEES—

General

Study far-reaching problem of drug abuse. H. J. R. 1002, Bennett.
Create study committee, tax structure and financial needs of Iowa, appropriation. S. J. R. 1004, Hougen.
Appoint commission to study legislation providing that public employees can bargain collectively, etc., report findings and recommendations to the General Assembly and Governor, January 15, 1970. S. C. R. 34; S. J. 1424, 2nd session, S. J. 306 withdrawn.
Committee to conduct, during 1969 interim, study as to the feasibility of adopting a tax based on income in lieu of any or all of the provisions contained in H. F. 686 of the 62nd General Assembly. H. C. R. 28; H. J. 941, 1371 adopted; S. J. 1301, 1412, 1643, 2nd session, S. J. 56.
Committee established to conduct study of mobile home and park statutes, rules and regulations relating thereto, etc. H. C. R. 35; H. J. 1375, 1654 adopted; S. J. 1593, 1684, 1820, 1907, 2nd session, S. J. 56.
Conduct study to determine fair share which banks, savings and loan associations, etc., should be required to contribute to the revenues of the state and how collected, report findings. H. C. R. 40; H. J. 1570, 1701 adopted; S. J. 1640, 1677, 1781, 1737, 2nd session, S. J. 56.
Conduct study of the department of agriculture, etc., report findings. H. C. R. 41; H. J. 1604, 1654 adopted, 1672, 1717; S. J. 1678, 1911, 2nd session, S. J. 303.
Conduct study to consider merits of transferring the administration of the school for the blind, report findings, etc. to 64th G. A., 1st session. H. C. R. 105; H. J. 170, 265, 322 withdrawn.
Conduct study of employment practices of the department of public instruction, public safety, employment security commission, highway department and board of regents; recommendations made to 64th General Assembly, 1st session. H. C. R. 106; H. J. 261, 348 adopted; S. J. 342.
Conduct study of all administrative activities of the departments of health and agriculture, recommending reorganization, etc., to General Assembly. H. C. R. 112; H. J. 447, 848 adopted; S. J. 331, 353.

- 114; H. J. 553.
- Conduct study to determine proper code to govern mobile homes and parks. H. C. R. 115; H. J. 654.
- Conduct study of feasibility of establishing a home or homes for handicapped, report findings, etc. to 64th General Assembly. H. C. R. 113; H. J. 806, 848 adopted; S. J. 832, 852, 1058, 1304.
- Create an election law study committee, submit final report to 64th G. A., 2nd session. H. C. R. 119; H. J. 828, 947.
- Criminal code review study committee give special attention to a review and consideration of Iowa laws concerning criminal trespass and justification in defense of person and property, report recommendations, etc. to 64th General Assembly, 1st session. H. C. R. 120; H. J. 989, 1689 withdrawn.
- Conduct study of drug abuse and related matters, report findings and recommendations to legislative council. H. C. R. 122; H. J. 1036, 1074 adopted; S. J. 942, 963, 1443 adopted.
- That the ad hoc committee created by the budget and financial control committee and the Governor be commended for reviewing the states budgetary procedures with implemented recommendations and innovations, urged to continue its study and make periodical reports of progress, etc. H. C. R. 123; H. J. 1100, 1351 adopted; S. J. 1225, 1442 adopted.
- That a study of the uniform consumer credit code to determine benefits to the general public be made by the commerce committee and report to the 64th General Assembly in 1971. H. C. R. 126; H. J. 1123.
- Conduct a study of the penal and correctional system in Iowa, report to legislative council and 64th General Assembly. H. C. R. 127; H. J. 1145, 1224 adopted; S. J. 1093.
- Conduct a study of the current Iowa Code provisions and practices relating to county spending and fiscal policies, report to legislative council and 64th General Assembly. H. C. R. 129; H. J. 1199.
- That a select committee of nine members of both House and Senate commerce committee be named to continue eminent domain study and report to be filed no later than January 15, 1971. H. C. R. 130; H. J. 1245, 1437 failed.
- Conduct study of the needs for various types of educational services at the primary, secondary, and post-secondary levels which school districts find it difficult to provide, financing of, etc., report to legislative council. H. C. R. 131; H. J. 1276, 1454, 1463 failed.
- Conduct study relating to feasibility of establishing a department of transportation encompassing the administration and regulation of motor vehicle, railway, air, and water transportation, etc., report to the 64th General Assembly. H. C. R. 133; H. J. 1277, 1344 adopted; S. J. 1209.
- Conduct study and determine the exact amount of funds available to the highway commission, manner of expending and allocating, report to legislative council and 64th General Assembly. H. C. R. 136; H. J. 1332, 1437 adopted; S. J. 1269, 1437 adopted.
- Create committee to conduct detailed study, during 1970 interim of the causes of health care costs in Iowa and submit report to legislative council and 64th General Assembly. H. C. R. 140; H. J. 1451, 1506 failed.
- That the Speaker of the House and the President of the Senate appoint a select committee on medicaid to follow through with the intent of the General Assembly and review and observe, submit report to 64th General Assembly. H. C. R. 143; H. J. 1485, 1580 adopted; S. J. 1388.
- Conduct a study of the operation, personnel organization, and operating efficiency of the warehouse division of the commerce commission, also evaluation and investigation of the cost-sharing provisions of the agreement with the commodity credit corporation, reinspections, report to be submitted to legislative council and 64th General Assembly. H. C. R. 145; H. J. 1613.
- Conduct study of state and local retirement systems and benefits available to public employees of Iowa, report findings and bills to 64th General Assembly, 1st session. S. C. R. 105; S. J. 331.
- Conduct study of the penal and correctional system in Iowa, report findings and bills to 64th General Assembly, 1st session. S. C. R. 106; S. J. 354, 570, 1131, 1272.
- Committee to review all printing required by law, determine need, quantity, etc., report findings to budget and financial control committee. S. C. R. 108; S. J. 475, 1170 adopted; H. J. 1318.
- Conduct study of nursing, custodial, adult foster, and boarding homes and other such institutions, etc. which provide care and treatment to aged, ill, and infirm persons, report findings, etc. to legislative council. S. C. R. 117; S. J. 878.
- Conduct study of the relationship between the department of health and social services, report findings, etc. to legislative council. S. C. R. 118; S. J. 878, 879.
- Conduct study of the local tax structure and recommend reform measures to effectively reduce emphasis on property taxes, report findings,

- That the ad hoc committee created by the budget and financial control committee and the Governor be commended for reviewing the states budgetary procedures with implemented recommendations and innovations, urged to continue its study and make periodical reports of progress, etc. S. C. R. 120; S. J. 1012.
- Conduct study and determine the exact amount of funds available to highway commission, manner of expending and allocating, report findings and recommendations to legislative council and 64th General Assembly. S. C. R. 127; S. J. 1164.
- That the recommendations of the Governor's economy committee may be prepared for consideration by the 64th General Assembly. S. C. R. 133; S. J. 1376.
- That all resolutions calling for interim studies not adopted in both houses be delivered to the President pro tempore and Speaker of the House and the legislative council determine priorities, etc. S. C. R. 135; S. J. 1451 adopted; H. J. 1679 adopted.

SUNDAY SALES—

(See Sales, sub-ref. General)

SUPERINTENDENT OF PRINTING—

(See Printing Board, Superintendent of)

SUPERINTENDENT OF PUBLIC BUILDINGS AND GROUNDS—

(See Buildings and Grounds, sub-ref. Superintendent of)

SUPERINTENDENT OF PUBLIC INSTRUCTION—

(See Public Instruction, and/or Schools, sub-ref. Superintendent of)

SUPERVISORS —

(See Counties, sub-ref. Supervisors, Board of)

SUPPLIES—

General

- Reorganization of the executive functions of state government, create department of executive services; supplies, printing, purchasing, etc. S. F. 1236, state government.

SUPPORT—

General

- Periodic child-support payments, fee. H. F. 1012, Voorhees and Dougherty.

SUPREME COURT—

(See Court, sub-ref. Supreme)

SWINE—

(See Animals, sub-ref. Farm)

TAX—

General

- Gradual replacing of state owned liquor stores by private licensees. S. F. 1114, Reichardt.
- Taxation of mobile homes. H. F. 1115, Mendenhall.
- Establishment of zoos or zoological gardens. H. F. 1123, Lippold, et al.; S. F. 1212, Kosek and Welmer.
- Create study committee, tax structure and financial needs of Iowa, appropriation. S. J. R. 1004, Hougren.
- Vietnam veterans' service compensation fund. H. F. 1166, Brinck; S. F. 543, Benda. S.
- Taxation of charitable and nonprofit corporations. S. F. 1213, Sullivan.
- Real property owned, etc., or under construction by a nonprofit corporation shall be taxed. H. F. 1276, Welden.
- Increase tax on mobile homes, allocation of the proceeds. H. F. 1268, ways and means.
- Taxation of property of nonprofit religious and educational corporations, institutions and societies. S. F. 1308, ways and means.
- Committee to conduct, during 1969 interim, study as to the feasibility of adopting a tax based on income in lieu of any or all of the provisions contained in H. F. 636 of the 62nd General Assembly. H. C. R. 28; H. J. 941, 1371 adopted; S. J. 1301, 1412, 1643, 2nd session, S. J. 56.
- Urge department of public instruction adopt reasonable rules to provide education within the financial means of the taxpayers. S. C. R. 112; S. J. 755, 782, 815.
- Conduct study of local tax structure and recommend reform measures to effectively reduce emphasis on property taxes, report findings, etc. to legislative council and 64th General Assembly. S. C. R. 119; S. J. 963, 1030, 1035, 1036, 1143, 1227, 1235, 1237-1240 adopted; H. J. 1423, 1530, 1594-1598 adopted.

County

- Tax levy to create a county public health fund. S. F. 1215, Doderer.

Excise

- Provide for an Iowa beef council. H. F. 1283, Crabb, et al.; S. F. 558, Clarke and Curran. S.

Deductions from net income. H. F. 1352, ways and means.

Fuel

Motor fuel tax paid, watercraft allocate \$300,000 to state conservation fund, recreational boating program. S. F. 1190, conservation and recreation.

Motor fuel tax paid, watercraft, allocate to conservation fund, maintenance, boating, etc.; legislative service bureau study and determine. H. F. 1232, conservation and recreation.

Income

Income tax of nonresidents, exclusion. H. F. 1003, Mendenhall.

Enlarge personal property tax credit, increase state income tax. S. F. 1027, Ollenburg, et al.

State income tax exemption for active duty military service. H. F. 1060, Koch, et al.; S. F. 1090, DeKoster, et al.

Statute of limitations for state income tax. H. F. 1090, Holden.

Replace property tax with increased state income tax. S. F. 1115, ways and means.

Update Iowa income tax laws, adjusted gross income. S. F. 1182, ways and means.

Expenditures for air and water pollution control may be deducted for Iowa income tax purposes. H. F. 1194, Winkelman, et al.

School district income tax, limit property taxes for general fund school expenditures. H. F. 1208, Roorda, et al.

Computation of interest and penalties on income tax. H. F. 1334, ways and means.

Deductions from net income. H. F. 1352, ways and means.

That the director of revenue extend to farmers the privilege of filing a final 1969 Iowa income tax return in lieu of a declaration of estimated tax, on or before March 1, 1970. S. C. R. 107; S. J. 372, 464 adopted; H. J. 478 adopted.

Inheritance

Estates exempt from inheritance tax. S. F. 1023, Glenn.

Property

Delinquent taxes, increase penalty. S. F. 1029, Lamborn.

Taxation of property of nonprofit religious corporations, institutions and societies. S. F. 1040, Griffin.

Real property owned by U. S., city or town, or public school district exempt from tax levies for cities and towns. H. F. 1044, Van Nostrand.

Nonprofit corporation, property exempt from taxation, water. H. F. 1057, Bergman, et al.

Delinquent taxes, increase penalty. H. F. 1062, Battles.

Rates of interest and interest penalty for redemption of real property. H. F. 1063, Battles.

Civil defense and emergency planning, county levy annual tax for. S. F. 1054, Arbuckla.

Increase maximum property tax levy for county general fund to 5 mills. H. F. 1067, Mendenhall.

Increase millage levy for operation of a benefited fire district to 2 mills. H. F. 1068, Mendenhall.

Counties levy up to one-half mill property tax for civil defense purposes. H. F. 1069, Mendenhall.

Property tax levy, board of supervisors, maximum increase of one mill. H. F. 1080, Corey; S. F. 1172, county government.

Replace property tax with increased state income tax. S. F. 1115, ways and means.

Homestead tax credit, veterans, transferable to new homestead. S. F. 1141, Potter, et al.

Increase property tax exemptions for veterans. H. F. 1157, Miller of Des Moines and Caffrey.

Exempt facilities used to control air and water pollution from property taxation. H. F. 1196, Winkelman, et al.

School district income tax, limit property taxes for general fund school expenditures. H. F. 1208, Roorda, et al.

Homestead tax credit, 65 or older, taxable income and net income. H. F. 1224, Crabb.

Homestead tax credit, 65 or over, include disabled persons. H. F. 1235, Jesse, et al.

Taxation of charitable and nonprofit corporations. S. F. 1213, Sullivan.

Establish limit on property tax levies for county school systems. H. F. 1241, Roorda, et al.

Homestead ownership proof to claim homestead tax credit. H. F. 1253, Warren.

Claims, personal property tax credit, state appeal board settle. H. F. 1257, Huff, et al.

Annual registration fee upon all motorboats and sailboats in lieu of personal property taxes. S. F. 1261, Erskine; H. F. 1316, Shaw.

the right of protest and appeal of assessments. S. F. 1300, ways and means.

Taxation of property of nonprofit religious and educational corporations, institutions and societies. S. F. 1303, ways and means.

Sales

Newsprint and ink subject to sales tax. S. F. 1073, Potgeter; H. F. 1099, Welden.

Exempt from sales and use tax, tangible personal property used as railroad rolling stock, etc. S. F. 1105, Shaff and Dodds.

Sales tax refund, qualifications. S. F. 1125, Walsh, et al.

Sales and use tax, tangible personal property, reciprocity, exceptions. H. F. 1186, Kehe.

Sales and use tax exemptions on expenditures for air and water pollution control. H. F. 1195, Winkelman, et al.

Exempt sales, publishing, and printing of all newspapers from sales and use tax. H. F. 1222, ways and means.

Repair and improvement of real property exempt from service tax. H. F. 1234, Cochran, et al.

Refund all sales tax collected on gross receipts from municipally owned and operated parking lots. S. F. 1228, Kosek; H. F. 1281, Lipsky, et al.

Sales and use tax, newspaper and the like, radio, movie, etc., advertising, etc.; municipal tax relief and OPP. H. F. 1292, Gannon; S. F. 1260, Orr. S.

Budgeting and financing of governmental programs. (Public safety, taxes—personal, county auditor, director of revenue, science, criminal code, roads and highways, streets, hiway patrol, conservation commission, pollution, water, sewage, board of regents, area schools) S. F. 1312, appropriations.

Service

Exempt excavation and grading from service tax soil conservation projects. S. F. 1018, McGill, et al.; H. F. 1061, Cochran, et al.

Repair and improvement of real property exempt from service tax. H. F. 1234, Cochran, et al.

Exempt municipally-owned parking lots, service tax. S. F. 1214, Kosek and Potter; H. F. 1272, Wells, et al.

Exempt service tax on services rendered as a part of or incidental to construction. S. F. 1226, ways and means.

Sales and use tax, newspaper and the like, radio, movie, etc., advertising, etc.; municipal tax relief and OPP. H. F. 1292, Gannon; S. F. 1265, Orr. S.

Use

Clarify definition of 'purchase price' under use tax law. S. F. 1002, judiciary.

Exempt from sales and use tax, tangible personal property used as railroad rolling stock, etc. S. F. 1105, Shaff and Dodds.

Sales and use tax tangible personal property, reciprocity, exceptions. H. F. 1186, Kehe.

Sales and use tax exemptions on expenditures for air and water pollution control. H. F. 1195, Winkelman et al.

Exempt sales, publishing, and printing of all newspapers from sales and use tax. H. F. 1222, ways and means.

Sales and use tax, newspaper and the like, radio, movie, etc., advertising, etc.; municipal tax relief and OPP. H. F. 1292, Gannon; S. F. 1265, Orr. S.

Personal Property

Enlarge personal property tax credit, increase state income tax. S. F. 1027, Ollenburg, et al.

Personal property tax on cattle, repeal. S. F. 1019, McGill and Schaben.

Franchise tax, financial institutions (banks, savings and loan associations, etc.). H. F. 1294, ways and means.

Credit against personal property taxes, income tax, appropriations. S. F. 1231, Clarke.

Exempt personal property tax on cattle, certain age, appropriation. H. F. 1362, appropriations.

Budgeting and financing of governmental programs. (Public safety, taxes—personal, county auditor, director of revenue, science, criminal code, roads and highways, streets, hiway patrol, conservation commission, pollution, water, sewage, board of regents, area schools) S. F. 1312, appropriations.

Franchise

Franchise tax, financial institutions, (banks, savings and loan associations, etc.). H. F. 1294, ways and means.

TAX COMMISSION—

(See Revenue, Department of)

TAX REVIEW, Board of—

General

Boards of tax review, correct an error. H. F. 1029, judiciary.

Board of tax review equalizing orders, counties. S. F. 1063, Potgeter, et al.; H. F. 1098, Fischer of Grundy, et al.

TELEPHONE—
(See Schools, sub-ref. Teachers and Retirement)

(See Communications)

TELEVISION—

(See Communications)

TENANT—

General

Rental deposits, penalties. H. F. 1158, Johnston of Johnson, et al.

TERRACE HILL—

General

Executive council proceed with negotiations to acquire Terrace Hill. S. J. R. 1006, Conklin and Scaben; H. J. R. 1006, Darrington and Newton.

TIMBER—

General

License and regulate timber buyers. S. F. 1199, Klink.

TOBACCO—

General

Smoking in conveyances used in public transportation of passengers. H. F. 1353, Mezvinsky, et al.

TOURISM—

General

Promote tourist attractions of this state. H. F. 1343, Iowa development.

TOWING—

General

Increase speed limits for motor vehicles towing travel and camping trailers. H. F. 1298, Nelson.

TOWNSHIPS—

General

Township halls, use of lease, purchase option. H. F. 1019, Pierson and Dougherty.

Boards of supervisors regulate use of firearms in certain townships. H. F. 1053, Skinner.

Township financial aid to private cemeteries upon request. H. F. 1092, Dunton.

Increase maximum rate of interest, anticipatory bonds issued by townships to finance fire apparatus or equipment, etc. S. F. 1248, county government.

TRADE

General

Unfair trade discrimination, board of regents. S. F. 1180, higher education; H. F. 1261, higher education. S.

Schools—

(See Schools, sub-ref. Area, Area Vocational, and/or Trade)

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Redistribute certain fees relating to motor vehicles to cities and towns. S. F. 1204, Gaudineer.
That the state comptroller, treasurer, and attorney general analyze Iowa statutes relating to use of 'anticipatory warrants', etc., report to 64th General Assembly. H. C. R. 132; H. J. 1276, 1340 adopted; S. J. 1208, 1457 adopted.
That a private audit be made as to the present status of the state treasury and reported to 2nd session of the 63rd General Assembly. S. R. 102; S. J. 549, 572.

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General

Urge General Assembly of the United Nations, the Secretary General of the United Nations, Congress, and the President of the United States undertake a determined effort to seek compliance by the government of North Vietnam in honoring the provisions of the Geneva Convention. H. C. R. 135; H. J. 1331, 1437 adopted; S. J. 1268, 1378, 1435-1437 adopted; H. J. 1678 adopted.

That the General Assembly urge the United Nations to intercede on behalf of American prisoners in North Vietnam as provided in the Geneva Convention. S. C. R. 131; S. J. 1333.

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Election contests of Wilson L. Davis vs. Gilbert M. McCarty, appropriation. S. F. 1282, judiciary.
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Appropriations to certain counties and named persons, settlement of claims. H. F. 1366, appropriations.
That the state comptroller, treasurer, and attorney general analyze Iowa statutes relating to use of 'anticipatory warrants', etc., report to 64th General Assembly. H. C. R. 132; H. J. 1276, 1340 adopted; S. J. 1208, 1457 adopted.

WATER—

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Petitions presented	358,	1037
Reports	193,	1401
Presented the Honorable Delbert W. Floy, former member of the Senate from Cerro Gordo county		590

DAVIS, WILSON L.—Senator First District

Bills introduced — 1013, 1037, 1141, 1233.

Amendments filed479, 784, 870, 1160, 1169, 1227, 1306

Amendments offered 1160

Amendments withdrawn 834

Call of the Senate requested444, 450, 465, 1413

Committee appointments14, 103, 1471

Reports294, 1471-1473

Resolutions offered215, 755

Express thanks re election contest 233

DeHART, PEARLE—Senator Twenty-seventh District

Bills introduced — 1013, 1025, 1093.

Amendments filed436, 1104, 1169

Call of the Senate requested509, 624

Committee appointments15, 17, 18, 69, 716, 1413

Presided at sessions of the Senate1234

Reports354, 1165

Resolutions offered755, 1038, 1164

Presented the Honorable Albert Steinberg, former member of the House of Representatives from Story county 907

DeKOSTER, LUCAS J.—Senator Forty-ninth District

Bills introduced — S.J.R. 1005-1072; 1090, 1096, 1106, 1112, 1157.

Amendments filed96, 132, 177, 181, 182, 213, 243, 316, 333, 355, 357, 398, 399-401, 415, 416, 445, 446, 447, 457, 458, 463, 515, 552, 555, 645, 646, 659, 721, 723, 731, 765, 858, 917, 925, 940, 950, 978, 1059, 1169, 1251, 1276, 1482, 1483

Amendments offered 28, 110, 142, 177, 201, 294, 349, 440, 441, 445, 446, 447, 467, 468, 555, 659, 750, 770, 771, 856, 917, 936, 950, 1240, 1281

Amendments withdrawn447, 468, 555, 732, 806, 1080

Call of the Senate requested444, 450, 465

Committee appointments13, 15, 16, 69, 1321

Reports36, 527, 1431-1433

Resolutions offered331, 372, 781, 1164, 1273, 1375

DENMAN, WILLIAM F.—Senator Twentieth District

Bills introduced — S.J.R. 1005-1018; 1087, 1093, 1109, 1112, 1123, 1129, 1144, 1191, 1205.

Amendments filed96, 264, 381, 479, 516, 529, 552, 645, 646, 703-705, 720, 721, 740, 764, 765, 944, 1340, 1378, 1423

Amendments offered 264, 386, 505, 518, 529, 707, 802, 804, 835, 1423

Amendments withdrawn707, 708, 834, 1423

Call of the Senate requested450, 465

Committee appointments3, 15, 16, 68

Petitions presented316, 1060, 1147, 1435

Presided at sessions of the Senate607, 1234, 1363

Reports 527

Resolutions offered549, 755, 1273, 1323

DODDS, ROBERT R.—Senator Seventh District

Bills introduced — 1013, 1073, 1093, 1105, 1119, 1170, 1262.

Amendments filed415, 436, 719-720, 762, 950, 1036

Amendments offered423, 442, 1264

Committee appointments17, 690

Petitions presented123, 402, 371

Presented at sessions of the Senate	853
Reports	853
Resolutions offered	549, 755
Presented the Honorable Fred Cromwell, former member of the Senate from Des Moines county	855

DODERER, MINNETTE—Senator Seventeenth District

Bills introduced — 1018, 1095, 1112, 1119, 1141, 1154, 1160, 1161, 1168, 1169, 1177, 1208, 1215, 1252, 1269.	
Amendments filed	96, 258, 272, 292, 326, 479, 514, 516, 523, 577, 607, 658, 696, 714, 721, 723, 740, 765, 784, 943, 1005, 1104, 1118, 1159, 1168, 1169, 1227, 1251, 1252, 1295, 1359, 1417
Amendments offered	277, 292, 326, 506, 522, 523, 577, 607, 632, 658, 696, 714, 807, 1005, 1118, 1159, 1180, 1295, 1359, 1417
Amendments withdrawn	276, 633, 1009, 1160
Call of the Senate requested	509, 634
Committee appointments	13, 16, 69, 103, 716, 1475
Committee reassignments	13
Petitions presented	34
Presided at session of the Senate	1149
Reports	254, 294, 331, 1165
Resolutions offered	113, 354, 549, 810

ELECTION CONTEST COMMITTEES—

Appointed	3
(Gilbert M. McCarty vs. Wilson L. Davis)	
Reports	232

EMPLOYEES—

(See Officers and Employees)

ENROLLED BILLS, COMMITTEE ON—

Reports of Senate—(sent to Governor)	137, 154, 171, 220, 287, 320, 344, 408, 413, 431, 439, 471, 524, 561, 694, 730, 745, 802, 845, 848, 859, 912, 952, 1131, 1180, 1232, 1331, 1358, 1438, 1493, 1494
Reports of Joint Committee	103, 107, 154, 170, 220, 229, 278, 320, 343, 408, 431, 439, 442, 471, 524, 560, 693, 730, 744, 801, 823, 845, 848, 858, 911, 951, 1047, 1066, 1151, 1180, 1232, 1237, 1272, 1308, 1331, 1357, 1407, 1438, 1491, 1494
Resolutions sent to Secretary of State	1331, 1358, 1491

ENVIRONMENTAL PRESERVATION, SPECIAL SELECT, COMMITTEE ON—

Appointed	29
Bills introduced—1232.	
Amendments filed	718, 925-928, 969-978
Amendments offered	1000, 1020
Amendments withdrawn	1020
Reports	718
Resolutions offered	732, 809

ERSKINE, ALDEN J.—Senator Thirty-seventh District

Bills introduced — 1018, 1067, 1069, 1078, 1090, 1106, 1129, 1176, 1242, 1253, 1261, 1283.	
Amendments filed	355, 588, 604, 940, 945, 1018, 1168
Amendments offered	207, 484, 598, 1181, 1263
Amendments withdrawn	1006
Committee appointments	14, 15, 29
Reports	37
Resolutions offered	755

Senate Joint Resolution 7—Senators Rubegeux and Orr	271
Senate Joint Resolution 1005—Senator Dodds	1101
Senate Joint Resolution 1006—Senator Dodds	1402
Senate File 125—Senator Dodds	510
Senate File 340—Senator Dodds	161
Senate File 362—Senator Dodds	1101
Senate File 382—Senator Dodds	1402
Senate File 417—Senator Dodds	614
Senate File 452—Senator Dodds	161
Senate File 456—Senator Dodds	1402
Senate File 554—Senators Mogged and Keith	315
Senate File 571—Senator Dodds	1402
Senate File 585—Senator Dodds	902
Senate File 643—Senator Dodds	161
Senate File 1023—Senator Dodds	210
Senate File 1038—Senator Dodds	161
Senate File 1049—Senator Dodds	210
Senate File 1051—Senator Dodds	510
Senate File 1056—Senator Dodds	210
Senate File 1057—Senator Dodds	510
Senate File 1058—Senator Dodds	210
Senate File 1063—Senator Dodds	210
Senate File 1078—Senator Dodds	1101
Senate File 1085—Senator Dodds	510
Senate File 1098—Senator Orr	433
Senate File 1100—Senator Balloun	322
Senate File 1101—Senator Lange	603
Senate File 1116—Senator Balloun	322
Senate File 1117—Senator Dodds	1402
Senate File 1130—Senator Dodds	1402
Senate File 1135—Senator Dodds	215
Senate File 1139—Senator Lange	603
Senate File 1140—Senator Lange	603
Senate File 1144—Senator Balloun	433
Senate File 1151—Senator Dodds	510
Senate File 1154—Senator Dodds	811
Senate File 1157—Senator Dodds	782
Senate File 1159—Senator Lange	603
Senate File 1163—Senator Dodds	510
Senate File 1169—Senator Dodds	510
Senate File 1172—Senator Bortell	434
Senate File 1178—Senator Lange	603
Senate File 1181—Senator Dodds	1402
Senate File 1183—Senator Dodds	510
Senate File 1189—Senator Dodds	614
Senate File 1193—Senator Dodds	510
Senate File 1209—Senator Dodds	510
Senate File 1218—Senator Dodds	510
Senate File 1225—Senator Dodds	510
Senate File 1232—Senator Dodds	1402
Senate File 1240—Senator Dodds	811
Senate File 1241—Senator Dodds	811
Senate File 1248—Senator Dodds	811
Senate File 1250—Senator Dodds	703
Senate File 1274—Senator Dodds	1402
Senate File 1276—Senator Dodds	1402
Senate File 1278—Senator Dodds	1402
Senate File 1282—Senator Dodds	1402

Senate File 1289—Senator Dodds	1402
Senate File 1293—Senator Dodds	1402
Senate File 1297—Senator Dodds	1101
Senate File 1298—Senator Dodds	1101
Senate File 1312—Senator Bortell	1226
Senate File 1312—Senator Orr	1474
Senate File 1315—Senator Dodds	1402
Senate File 1317—Senator Dodds	1402
Senate File 1318—Senator Anderson	1434
Senate File 1319—Senator Dodds	1402
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House Joint Resolution 6—Senator Griffin	114
House Joint Resolution 6—Senators Coleman, Denman, Dodds, Doderer, Frommelt, Gaudineer, Hill, McGill, O'Malley, Orr, Palmer, Reichardt, Schaben, Shirley, Van Gilst and Welmer	211
House Joint Resolution 10—Senator Dodds	1402
House File 77—Senator Frommelt	315
House File 106—Senator Dodds	161
House File 184—Senator Dodds	1402
House File 204—Senator Doderer	964
House File 231—Senator Dodds	811
House File 241—Senator Dodds	1402
House File 282—Senator Dodds	510
House File 352—Senator Sullivan	145
House File 353—Senator Dodds	161
House File 357—Senator Dodds	703
House File 443—Senator Dodds	1101
House File 452—Senator Dodds	315
House File 491—Senator Dodds	902
House File 499—Senator Dodds	1402
House File 506—Senator Dodds	161
House File 633—Senators McGill and Bortell	614
House File 687—Senator Dodds	703
House File 719—Senator Anderson	1434
House File 787—Senator Dodds	1402
House File 785—Senator Dodds	161
House File 1007—Senator Dodds	510
House File 1020—Senator Dodds	315
House File 1023—Senator Sullivan	145
House File 1028—Senator Dodds	161
House File 1030—Senator Dodds	161
House File 1031—Senator Dodds	161
House File 1032—Senator Dodds	161
House File 1033—Senator Dodds	161
House File 1036—Senator Dodds	161
House File 1037—Senator Dodds	161
House File 1052—Senator Frommelt	501
House File 1052—Senator Dodds	510
House File 1080—Senator Walsh	811
House File 1093—Senator Dodds	1402
House File 1138—Senator Dodds	510
House File 1140—Senator Dodds	614
House File 1156—Senator O'Malley	756
House File 1176—Senator Reichardt	541
House File 1187—Senator Anderson	1434
House File 1188—Senator Dodds	1402
House File 1203—Senator Anderson	1434
House File 1220—Senator Anderson	1434
House File 1222—Senator Messerly	853

House File 1232—Senator Dodds	1402
House File 1257—Senator Anderson	1434
House File 1279—Senator Anderson	1434
House File 1294—Senators Parker and Schaben	903
House File 1294—Senator Anderson	1434
House File 1305—Senator Dodds	1101
House File 1306—Senator Dodds	1101
House File 1322—Senator Dodds	1402
House File 1357—Senator Dodds	1402
House File 1358—Senator Dodds	1402
House File 1364—Senator Dodds	1402
House File 1365—Senator Dodds	1402
On confirmation of Abe Clayman and T. J. Heronimus—Senator Balloun	581

FREY, TOM J.—Senator Thirteenth District

Bills introduced — 1013, 1071, 1078, 1087, 1093, 1094, 1112, 1201, 1242, 1249.	
Amendments filed	241, 436, 703-705, 811, 992, 993, 1071, 1169
Amendments offered	716, 1070, 1071
Amendments withdrawn	980, 1071
Committee appointments	16, 17, 69, 193, 527, 1222
Petitions presented	1254
Presided at sessions of the Senate	278
Reports	253, 754, 1222
Resolutions offered	755, 1164
Presented the Honorable Jim O. Henry, former member of the Senate and House of Representatives from Pottawattamie county	855

**FROMMELT, ANDREW G.—Senator Thirtieth District, Minority Floor
Leader**

Bills introduced — 1018, 1075, 1077, 1093, 1119, 1211, 1235, 1249.	
Amendments filed	63, 163, 263, 272, 323, 539, 540, 559, 698, 740, 765, 814, 843, 913, 935, 983, 1015, 1024, 1025, 1033-1035, 1070, 1076, 1086, 1104, 1117, 1163, 1168, 1214, 1242-1244
Amendments offered	63, 263, 539, 540, 559, 698, 843, 912, 918, 935, 983, 1024, 1025, 1070, 1076, 1117, 1163, 1214, 1242
Amendments withdrawn	237, 1069, 1072, 1117, 1452
Call of the Senate requested	509, 634
Committee appointments	1, 15, 69, 640, 1494
Petitions presented	999
Presided at sessions of the Senate	1234
Protest	1493
Reports	2, 527, 755
Resolutions offered	509, 549, 569, 620, 1164, 1273
Received gift	1257
Presented the Honorable John P. Kibbie, former member of the Senate from Palo Alto county	463
Presented the Honorable Jake B. Mincks, former member of the Senate from Wapello county	536

GAUDINEER, LEE H.—Senator Twentieth District

Bills introduced — S. J. R. 1005-1013, 1020, 1031, 1032, 1033, 1034, 1045, 1046, 1047, 1084, 1086, 1112, 1119, 1125, 1128, 1129, 1139, 1140, 1141, 1142, 1144, 1151, 1160, 1161, 1168, 1169, 1196, 1204, 1211, 1224, 1235	
Amendments filed	58, 65, 95, 96, 129-132, 135, 164, 181, 213, 242, 243, 258, 259, 304, 316, 326, 349, 355, 373-381, 388, 389, 393, 447, 459-462, 511, 516, 534, 535, 545, 552, 581, 600, 604, 631, 644, 657,

983, 984, 985, 986, 987, 988, 989, 990, 991, 1065, 1075, 1082, 1085, 1141, 1142, 1143, 1145, 1160, 1161, 1169, 1186, 1307, 1341, 1344, 1370, 1394, 1416, 1420, 1427, 1453, 1469, 1482, 1483	
Amendments offered	65, 109, 111,
135, 200, 232, 245, 246, 261, 262, 283, 309, 326, 349, 388,	
389, 403, 447, 538, 545, 581, 600, 616, 655, 657, 659, 691,	
731, 748, 751, 803, 805, 828, 829, 841, 846, 847, 871, 933,	
961, 985, 988, 1008, 1065, 1075, 1082, 1122, 1125, 1160, 1161, 1184,	
1185, 1186, 1202, 1312, 1322, 1370, 1394, 1416, 1420, 1427, 1453, 1460, 1469	
Amendments withdrawn	28, 110, 246, 247,
309, 311, 388, 447, 620, 658, 805, 866, 961, 1075, 1202, 1356, 1453	
Committee appointments	322, 1494
Protest	1493
Resolutions offered	331, 372, 475, 549, 810, 1012, 1273, 1480

GENERAL ASSEMBLY—

(See Senate Concurrent Resolutions)

(See Senate Resolutions)

(See House Concurrent Resolutions)

GILLEY, FLOYD—Senator Thirty-ninth District

Bills introduced — 1087, 1139, 1140, 1201, 1242.

Amendments filed	436, 1306, 1340
Call of the Senate requested	1418
Committee appointments	537, 640
Presided at sessions of the Senate	1079
Resolutions offered	755, 878, 879, 1273

GLENN, GENE W.—Senator Ninth District

Bills introduced — 1023, 1024, 1089, 1119.

Amendments filed	177, 279, 305, 448, 473, 479, 507, 515, 520, 529,
577, 589, 656, 657, 808, 824, 874, 886, 887, 925, 934, 943,	
1004, 1049, 1090, 1095, 1108, 1141-1142, 1143, 1182, 1309, 1312, 1341, 1414	
Amendments offered	279, 309, 324, 448, 473, 505,
507, 520, 522, 529, 577, 599, 600, 656, 657, 808, 824, 874,	
887, 934, 1004, 1049, 1090, 1095, 1108, 1123, 1184, 1309, 1312, 1355, 1414	
Amendments withdrawn	177, 529, 656, 886, 1095, 1123, 1313, 1355
Call of the Senate requested	509, 624
Committee appointments	15, 69
Reports	254, 295
Resolutions offered	549, 810

GOVERNOR RAY, ROBERT D.—

Committee to notify	6, 18, 1044
Committee to escort	13, 1044
Communications	8, 100, 330, 345
Resolution relating to State-of-the-State Message, H. C. R. 101	5
State-of-the-State Message	13
Resolution relating to special message, H. C. R. 123	1040
Addressed joint convention	1044
Resolution relating to commendation, S. C. R. 120	1012
Resolution relating to commendation, H. C. R. 123	1225, 1442
Bills signed by	145, 161, 177, 225, 239, 271, 287, 352, 372, 493, 584,
753, 811, 878, 1012, 1083, 1204, 1247, 1331, 1376, 1401, 1433, 1474, 1499	
Veto message (House File 720)	1098; (Senate File 1144)
Closing message	1495

Amendments offered	290, 361, 398, 399-401, 415, 416, 478, 512, 516, 534, 545, 574, 617, 631, 703-705, 869, 987, 1036, 1104, 1191, 1426, 1434, 1463	
Amendments withdrawn	248, 291, 308, 361, 545, 747, 802, 987, 1426, 1463	1485
Committee appointments	5, 13, 15, 69, 640, 822, 1471, 1494	1494
Presided at sessions of the Senate		263, 291
Reports		253, 755, 1471-1473
Resigned from second conference committee on Senate File 640		1475
Resolutions offered		755
Introduced the Honorable Lorne R. Worthington, Commissioner of Insurance who explained provisions of H. F. 633, etc.		599
Presented the Honorable Laurence E. Allen, Jr., former of the House of Representatives from Pottawattamie county		113
HIGHER EDUCATION, COMMITTEE ON—		
Bills introduced	— 1156, 1179, 1180, 1187, 1202, 1238, 1271.	
Amendments filed		414
Amendments offered		744
Reports		332, 414, 511, 703, 1058
HILL, EUGENE M.—Senator Nineteenth District		
Bills introduced	— 1018, 1044, 1098, 1119, 1229.	
Amendments filed		
68, 308, 435, 537-538, 604, 632, 737, 739, 820, 887, 998,		1186
Amendments offered		
68, 231, 308, 554, 596, 597, 819, 820, 887, 1069,		1186
Committee appointments		1, 16, 69, 1321
Reports		2, 217
Resolutions offered		549, 810, 1164
HOUGEN, CHESTER O.—Senator Thirty-second District		
Bills introduced	— S. J. R. 1004; 1022, 1026, 1078, 1087, 1222, 1242.	
Amendments filed		
146, 241, 258, 272, 378-381, 387, 479, 535, 605, 721, 813, 839		
830, 902-905, 967-968, 983, 1104, 1172, 1183, 1306, 1482, 1483, 1492		
Amendments offered	276, 277, 386, 387, 541, 609, 983, 1171, 1172, 1183	
Amendments withdrawn		610, 827, 918, 984, 1184
Call of the Senate requested		444, 450, 465, 1418
Committee appointments		15, 17, 69, 716, 1393
Presided at sessions of the Senate		1284
Reports		254, 1165
Resolutions offered		755
HUMAN AND INDUSTRIAL RELATIONS, COMMITTEE ON—		
Bills introduced		1273, 1281
Amendments filed		734, 782, 783, 880
Amendments offered		919, 931, 1053, 1148
Amendments withdrawn		1201
Reports		194, 271, 734, 782, 783, 880, 1305
Reassignment of members		13
Resignations		13
INTERIM COMMITTEES—		
Agriculture subcommittee appointed		14
Cities and Towns subcommittees appointed		15
Commerce subcommittees appointed		15
Judiciary subcommittees appointed		15-16
Schools subcommittees appointed		16

Ways and Means subcommittees appointed	17
Budget and Financial Control Committee	
Resolution relating to, S. C. R. 108	475, 1170
Resolution relating to, H. C. R. 123	1225, 1442
Budget and Financial Control Committee	1510
Commission on the Aging	1510
Legislative Council	1510
Study Committees Set Up By Resolution	
Criminal Code Review, S. J. R. 18	1510
Drug Abuse, H. C. R. 122	1511
Eminent Domain, H. C. R. 21	1511
Environmental Preservation, S. C. R. 9	1511
Municipal Laws Review, H. J. R. 15	1511
State Highway Commission Funds, H. C. R. 136	1512
Taxation, S. C. R. 119	1512

INVESTIGATING COMMITTEES—Governor's Appointments

Committees to	68,	103,	346
Reports	217-218,	253-255,	294-295, 527-528

IOWA DEVELOPMENT, COMMITTEE ON—

Amendments filed	434,	989
Amendments withdrawn	623,	1230
Reports	240,	434, 923, 989
Reassignment of members		13

JOINT CONVENTIONS—

Resolutions relating thereto:

House Concurrent Resolution 101	5
House Concurrent Resolution 128	1040
To receive State-of-the-State Message of Governor Robert D. Ray	18
To receive address by Governor Robert D. Ray	1044

JUDICIARY, COMMITTEE ON—

Bills introduced — S. J. R. 1002; 1001, 1002, 1003, 1004, 1005, 1006, 1007, 1008, 1009, 1010, 1011, 1012, 1013, 1014, 1015, 1016, 1070, 1103, 1121, 1148, 1149, 1183, 1218, 1225, 1237, 1241, 1254, 1263, 1272, 1282, 1305, 1306, 1313, 1315.	
Amendments filed	585, 665, 666-682, 1032, 1189
Amendments offered	201, 655, 1240
Amendments withdrawn	782
Reports	128, 179, 180, 212, 257, 289, 532, 585, 586, 587, 665, 666, 833, 834, 1032, 1102, 1131, 1189, 1305
Reassignment of members	13
Subcommittee appointments	15

KEITH, WAYNE—Senator Forty-fourth District

Bills introduced	1018, 1061, 1062, 1087, 1093, 1151, 1186, 1253
Amendments filed	436, 646, 765, 880, 978
Amendments offered	375, 1317
Call of the Senate requested	1418
Committee appointments	13, 14, 15, 17, 443, 690
Committee reassignments	13
Petitions presented	358
Reports	509, 853
Resolutions offered	755, 1164

Amendments filed	305, 355, 382, 578, 978, 1249-1250
Amendments withdrawn	753
Call of the Senate requested	1418
Committee appointments	13, 14, 17, 321, 443, 537
Committee reassignments	13
Reports	480, 509
Resolutions offered	755, 1164
Presented the Honorable Adolph W. Elvers, former Senator from Clayton and Allamakee counties	228

KOSEK, ERNEST—Senator Twenty-fourth District

Bills introduced — 1093, 1141, 1208, 1212, 1214, 1219, 1220, 1228.	
Amendments filed	221, 436, 762, 1085, 1161, 1163, 1250, 1340, 1386
Amendments offered	37, 221, 1094, 1161, 1386
Amendments withdrawn	980, 1369
Call of the Senate requested	444, 450, 465, 509, 634
Committee appointments	14, 15, 16, 69, 1413
Petitions presented	816, 855
Reports	817
Resolutions offered	586
Presented the Honorable Cecil A. Reed, former member of the House of Representatives from Linn county	187
Presented the Honorable Martin Wiley, former member of the Senate from Linn county	785
Presented his secretary, Patricia Nett, who was chosen by the Pages of the Senate as "Queen of the Senate" for the second session of the Sixty-third General Assembly	930

KYHL, VERNON H.—Senator Forty-first District

Bills introduced — 1018, 1078, 1151, 1195, 1221, 1242, 1253.	
Amendments filed	398, 415, 459-462, 473, 553, 558, 646, 764, 814, 815, 821, 990, 991, 1104, 1399
Amendments offered	473, 556, 557, 558, 817, 821, 1398
Amendments withdrawn	558, 818, 821
Announcements	1092
Committee appointments	1, 13, 16, 321, 346, 537, 1292, 1494
Committee reassignments	13
Petitions presented	260, 590, 855, 882, 947
Presided at sessions of the Senate	187, 935, 1090, 1122, 1458
Reports	2, 480, 528, 1332
Resolutions offered	57, 755, 1164, 1272
Rulings	1126

LAMBORN, CLIFTON C.—Senator Twenty-third District

Bills introduced — 1018, 1029, 1078, 1093, 1098, 1106, 1139, 1140, 1141, 1145, 1157, 1200, 1208, 1211, 1242, 1283.	
Amendments filed	69, 138, 196, 303, 316, 436, 513-514, 558, 587-588, 739-740, 751, 765, 783, 854, 968, 1017, 1095, 1104, 1120, 1169, 1189-1191, 1244
Amendments offered	69, 138, 205, 249, 558, 623, 751, 817, 884, 1037, 1095, 1110, 1120, 1172, 1213, 1368
Amendments withdrawn	1095, 1213
Committee appointments	69, 194, 321, 1195
Petitions presented	1232
Reports	480, 1167-1168, 1333-1337
Resolutions offered	755, 1164

Amendments filed	132, 276, 356,
436, 685, 685-687, 694, 737, 816, 825, 883, 887, 946, 1340, 1435	
Amendments offered	138, 578, 694, 825, 833, 1339, 1372
Amendments withdrawn	694, 1369
Addressed the Senate	5
Announcements	384,
385, 465, 541, 542, 618, 637, 640, 707, 846, 856, 1107, 1119, 1393	
Call of the Senate requested	444, 450, 465
Committee appointments	1, 6, 13, 16, 17, 193, 640, 1044, 1195, 1494
Committee reassignments	18
Committees appointed by in Senate	6, 640
Elected President pro tempore of the Senate	5
Petitions presented	1254
Presided at sessions of the Senate	5, 34, 61, 133, 167, 183, 197, 205, 217, 235, 244,
265, 276, 278, 280, 282, 291, 306, 309, 322, 341, 353, 366,	
383, 402, 418, 423, 427, 448, 463, 480, 487, 503, 507, 517,	
539, 542, 554, 557, 561, 564, 581, 618, 623, 636, 637, 658,	
691, 694, 706, 726, 730, 745, 751, 766, 840, 846, 847, 855,	
859, 862, 864, 867, 873, 907, 915, 931, 936, 982, 988, 1000,	
1011, 1023, 1042, 1060, 1065, 1073, 1076, 1081, 1095, 1107, 1111, 1158,	
1172, 1183, 1204, 1235, 1240, 1254, 1263, 1269, 1281, 1292, 1293, 1300,	
1301, 1308, 1346, 1359, 1387, 1404, 1410, 1412, 1425, 1442, 1468, 1475, 1490	
Reports	2, 755, 1333-1337
Resolutions offered	755, 1273
Rulings	134, 423, 426,
520, 555, 556, 557, 624, 658, 727, 822, 921, 947, 1072, 1103, 1159	
Resolution relating to, S. C. R. 135	1451
Received Bible on which oath of office was taken	5
Received gift	1356
Requested that Senators Rigler and O'Malley be presented with chairs	1492
Welcomed to the Senate the mother of Lieutenant Governor Roger W. Jepsen, Mrs. Esther Johnson who was in the balcony	907

LAVERTY, CHARLES O.—Senator Eleventh District

Bills introduced	1018, 1093, 1141, 1189
Amendments filed	53, 243, 304, 355, 381, 398, 399-401, 645, 737, 992, 1434
Amendments offered	310, 360, 1065
Call of the Senate requested	509, 634
Committee appointments	6, 13, 16, 29, 68, 1494
Petitions presented	133
Presided at sessions of the Senate	1073
Reports	527
Escorted Pella Tulp Queen, Sandra Ver Meer, and her court to the rostrum	1311
Presented the Honorable Stanley M. Heaberlin, former member of the Senate from Marion county	724
Presented the Honorable Loyd Van Patten, former member of the Senate from Warren county	355
Presented the Honorable Vera H. Shivers, former member of the Senate from Marion county	332

LAW ENFORCEMENT, COMMITTEE ON—

Bills introduced — 1076, 1152, 1153, 1166, 1174, 1181, 1193, 1276, 1298, 1314.	
Amendments filed	57, 58, 533, 942, 1131

Reports

57, 58, 128, 180, 332, 434, 533, 534, 902, 923, 942, 1131, 1339

LEGISLATIVE COUNCIL COMMITTEE—

Members appointed to serve during interim	1510
Subcommittee appointments	14-17
Resolution relating to, S. C. R. 135	1451

LEGISLATIVE EMPLOYEES—

(See Officers and Employees)

LEGISLATIVE EXPENDITURES—

Resolution relating to, S. C. R. 126	1164, 1193
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LEONARD, J. LESLIE—Senator Forty-sixth District

Bills introduced	1025, 1078, 1087, 1093, 1112, 1151
Amendments filed	436, 523, 721, 722, 763
Amendments offered	523
Committee appointments	16, 17, 193
Presided at sessions of the Senate	1292
Reports	295
Resolutions offered	755

LIEUTENANT GOVERNOR JEPSEN, ROGER W., President of the Senate—

Appointment of pages	36
Bills on calendar referred to President of Senate	3
Committees appointed by in Senate	1, 3, 5, 13, 18, 68, 103, 193, 321, 346, 443, 527, 690, 716, 1029, 1195, 1292, 1321, 1377, 1398, 1494
Communications received	3, 100, 119
Presided at sessions of the Senate	1, 17, 26, 39, 48, 68, 100, 104, 112, 137, 148, 160, 165, 171, 188, 191, 192, 214, 228, 230, 234, 250, 252, 260, 263, 268, 275, 278, 291, 294, 299, 318, 324, 326, 335, 341, 344, 362, 387, 405, 408, 423, 438, 446, 469, 470, 486, 506, 507, 520, 524, 536, 537, 557, 564, 575, 590, 598, 606, 611, 618, 624, 632, 648, 658, 690, 693, 710, 715, 724, 730, 741, 749, 773, 785, 794, 804, 823, 828, 844, 846, 856, 871, 882, 885, 910, 929, 950, 951, 955, 979, 986, 988, 999, 1001, 1019, 1021, 1028, 1038, 1046, 1047, 1065, 1088, 1092, 1094, 1106, 1111, 1116, 1147, 1151, 1170, 1173, 1183, 1192, 1204, 1209, 1228, 1236, 1242, 1263, 1270, 1284, 1293, 1309, 1314, 1356, 1363, 1382, 1394, 1396, 1405, 1417, 1425, 1458, 1471, 1480, 1484, 1490, 1494
Presided at joint conventions	17, 1043
Presented Governor Robert D. Ray in joint convention	13, 1044
Announcements	1, 3, 13, 14, 18, 39, 36, 54, 68, 77, 100, 103, 108, 114, 154, 171, 178, 193, 194, 220, 224, 238, 239, 253-255, 256, 264, 268, 278, 302, 314, 318, 320, 331, 343, 345, 352, 372, 408, 413, 431, 439, 442, 444, 446, 469, 476, 510, 528, 531, 537, 550, 570, 602, 629, 690, 702, 710, 716, 717, 725, 782, 785, 816, 822, 852, 858, 878, 883, 922, 952, 954, 962, 987, 1000, 1020, 1029, 1031, 1044, 1048, 1054, 1088, 1097, 1118, 1130, 1148, 1165, 1171, 1195, 1226, 1232, 1237, 1273, 1277, 1292, 1304, 1311, 1321, 1375, 1377, 1412, 1417, 1442, 1471
Announced resignation of Senator Rigler as chairman of Commerce Committee	13
Announced resignation of Senator Thordson as ranking member of Human and Industrial Relations Committee	13

111, 229, 276, 289, 319, 369, 419, 469, 519, 569,	
693, 730, 745, 802, 823, 845, 848, 858, 901, 912, 952, 1048,	
1067, 1151, 1180, 1232, 1237, 1273, 1303, 1331, 1358, 1407, 1438, 1492, 1494	
Rulings	138, 261, 264, 326, 522, 578,
725, 744, 774, 786, 808, 1039, 1122, 1148, 1322, 1324, 1422, 1425,	1480
Received report from Board of Regents	119
Received report from Federal Highway Study Committee	78
Presented Bibles to newly elected Senators	3, 108
Presented Bible to Senator Lange on which he took oath of office	5
Presented Donald E. Johnson of West Branch, Iowa, National Administrator of Veterans Affairs, Washington, D.C.	508
Presented to the Senate his son, Private First Class Jeffrey Wm. Jepsen	632
Sent congratulatory telegram to Coach Ralph Miller and Iowa Hawks	710
Introduced the father of Senator Laverty, C. B. Laverty, ninety years of age	741
Welcomed officials from the Kitchens of Sara Lee, Deerfield, Illinois and their industry to the State of Iowa	915
Presented the Congressional Select Subcommittee on Labor, the Honorable Dominic Daniels, Congressman from New Jersey, chairman; the Honorable Wm. J. Scherle, Congressman from Iowa, ranking member; the Honorable William Steiger Congressman from Wisconsin, and their staff	1106
Congressman Daniels addressed the Senate briefly	1106
Welcomed the Honorable Gordon W. McKay, State Senator from Benn, Oregon and Mrs. McKay	1170
Announced arrival of the Queen of the Thirty-fifth Annual Pella Tulip Time Festival, Sandra Ver Meer and members of her court and asked Senator Laverty to escort the guests to the rostrum	1311
Received chair, S. C. R. 111	680, 1193
Received gift	1357
Final adjournment Second Regular Session of the Sixty-third General Assembly, S. C. R. 125	1148, 1360, 1498
Closing remarks	1498

LUCKEN, J. HENRY—Senator Forty-seventh District

Bills introduced — S. J. R. 1005; 1018, 1069, 1078, 1087, 1093, 1106, 1126, 1151, 1186, 1242.	
Amendments filed	96-99, 104, 164, 206, 207, 443, 574, 762, 763, 783, 812, 815, 861, 913, 931
Amendments offered	102, 104, 206, 207, 443, 861, 876, 913, 931, 1152, 1153, 1157, 1158
Amendments withdrawn	914
Call of the Senate requested	444, 450, 465, 1418
Committee appointments	193, 1292
Presided at sessions of the Senate	1284
Reports	1332
Resolutions offered	755
Escorted Senator Frommelt to rostrum to receive gift	1357

MAJORITY FLOOR LEADER, Robert R. Rigler, Senator Fortieth District (See Rigler, Robert R.—Senator Fortieth District, Majority Floor Leader)

McGILL, DONALD S.—Senator Third District

Bills introduced — 1018, 1019, 1025, 1027, 1085, 1087, 1093, 1119, 1187, 1170.	
Amendments filed	215, 415, 535, 573, 616, 765

Committee appointments	16,	29,	69,	246
Expression of appreciation				1347
Petitions presented				358
Reports				254, 528
Resolutions offered				549

MEMORIALS—

Committee appointments	193,	537
Committee reports	193,	537
In Memoriam list		1513
Memorials	1514-	1521

MESSAGES—

(See also Communications, Joint Conventions and Addressed the Senate)

From Governor	1098,	1495,	1505
From House	5,	43,	61, 66, 74, 102, 108,
137, 145, 155, 160, 169, 189, 203, 233, 237, 251, 255, 267,			
282, 286, 300, 312, 313, 325, 329, 338, 341, 352, 366, 369,			
390, 405, 410, 424, 428, 442, 445, 470, 471, 474, 497, 499,			
506, 508, 525, 531, 542, 547, 548, 561, 567, 583, 594, 602,			
613, 621, 629, 637, 642, 664, 692, 700, 711, 726, 732, 745,			
779, 794, 822, 831, 845, 851, 862, 877, 883, 915, 921, 936,			
951, 986, 1001, 1023, 1040, 1048, 1067, 1092, 1096, 1127, 1151, 1164,			
1173, 1206, 1224, 1236, 1244, 1265, 1273, 1285, 1302, 1321, 1329, 1374,			
1387, 1399, 1408, 1423, 1428, 1440, 1452, 1457, 1464, 1471, 1481, 1490, 1492			

MESSERLY, FRANCIS L.—Senator Thirty-second District

Bills introduced — 1053, 1132, 1196, 1201, 1210, 1242.	
Amendments filed	243, 325, 349, 381, 415, 416, 436, 472,
478, 479, 591, 605, 631, 824, 924, 941, 1142, 1169, 1314, 1424, 1493	
Amendments offered	38, 279,
325, 349, 386, 422, 472, 562, 591, 824, 941, 1121, 1171, 1314, 1423	
Announcements	14
Call of the Senate requested	444, 450, 465, 509, 634
Committee appointments	346, 1029, 1044
Reports	528, 1188
Resolutions offered	475, 755, 1012

MILEAGE, COMMITTEE ON—

Reports	35
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MINORITY FLOOR LEADER, Andrew G. Frommelt, Senator Thirtieth District

(See Frommelt, Andrew G. — Senator Thirtieth District, Minority Floor Leader)

MOGGED, CHARLES G.—Senator Second District

Bills introduced — 1018, 1078, 1087, 1093, 1122, 1151, 1201, 1233, 1242, 1283.	
Amendments filed	181,
191, 398, 399-401, 436, 449, 457, 552, 703-705, 968, 1104, 1344	
Amendments offered	191, 449
Amendments withdrawn	192, 468, 714
Committee appointments	6, 15, 69
Reports	254
Resolutions offered	755

MOTIONS TO RECONSIDER—

Motions to reconsider—

Filed:

Senate Joint Resolution 7	264,	268	
Senate File 125		510	
Senate File 244		1054	
Senate File 390		13	
Senate File 421		665	
Senate File 508		612	
Senate File 585		877	
Senate File 594		29	
Senate File 1073		1083	
Senate File 1081		239	
Senate File 1083		256	
Senate File 1085		485	
Senate File 1098		410	
Senate File 1144		373	
Senate File 1147		756	
Senate File 1152		353	
Senate File 1309		500	
Senate File 1336		702	
Senate File 1351		784	
House Concurrent Resolution 107	352,	366	
House Joint Resolution 6	113,	145,	146
House File 77		225	
House File 91		620	
House File 251		1083	
House File 555		391	
House File 589		922	
House File 609		665	
House File 1022		113	
House File 1169		1083	
House File 1197		549	
House File 1222		852	
House File 1366		1424	

Prevalled:

Senate Joint Resolution 7		263
Senate File 390		109
Senate File 421		723
Senate File 508		713
Senate File 585		1008
Senate File 1073		1203
Senate File 1083		283
Senate File 1098		635
Senate File 1178		597
Senate File 1236		840
House Concurrent Resolution 107		390
House File 91		716
House File 251		1201
House File 555		464
House File 1169		1202
House File 1197		609
House File 1222		910
House File 1366		1485

Lost:

Senate Joint Resolution 7		264
Senate File 125		608
Senate File 1144		431
Senate File 1147		915

Withdrawn:

Senate File 244	1091
Senate File 594	86
Senate File 1081	283
Senate File 1085	547
Senate File 1152	361
Senate File 1209	547
Senate File 1251	787
House Concurrent Resolution 107	871
House File 589	1020
House File 609	859
House File 1022	172

Point of order raised on motion under Senate Rule 25:

Senate File 1124	921
Motion to withdraw motion to reconsider:	
Senate File 1144	410
Motion to withdraw motion to reconsider, withdrawn:	
Senate File 1144	410

Motions to reconsider, from floor—

Prevailed:

Senate File 456	982
Senate File 508	714
Senate File 571	1363
Senate File 665	1126, 1459
Senate File 1055	403
Senate File 1078	1203
Senate File 1084	1162
Senate File 1155	1063
Senate File 1171	387
Senate File 1184	448
Senate File 1187	575, 597
Senate File 1197	623
Senate File 1236	342, 848, 844
Senate File 1289	1265
Senate File 1312	1183
House File 333	1120
House File 499	1258
House File 720	519, 522, 529
House File 1156	727
House File 1251	948
House File 1275	1396
House File 1305	1078

Lost:

Senate File 640	1296
Senate File 1187	577, 578
House File 204	957
House File 720	522
House File 1233	1480
House File 1251	950
House File 1294	886
House File 1338	1109
House File 1346	1296

Withdrawn:

Senate File 1181	863
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Motion to reconsider—Motion to reconsider be laid on table—Prevailed—

Senate File 456	926
Senate File 554	209

Senate File 1084	1164
Senate File 1111	1026
Senate File 1143	359
Senate File 1157	753
Senate File 1167	713
Senate File 1184	450
Senate File 1197	634
Senate File 1237	865
Senate File 1312	1188, 1428
House Concurrent Resolution 107	390
House File 77	433
House File 1097	1456
House File 1137	309
House File 1154	360
House File 1156	732
House File 1251	951
House File 1268	1042

Motion to reconsider—Motion to reconsider be laid on table—

Filed:

Senate File 1187	579
House File 720	530

Prevailed and tabled:

Senate File 1187	579
House File 720	531

Motion to reconsider—Motion to reconsider be laid on table—

Prevailed:

Senate Joint Resolution 7	270
Senate File 366	338
Senate File 1124	920
Senate File 1181	864
House Joint Resolution 10	1317
House File 204	958
House File 633	602
House File 1052	492
House File 1338	1109
House File 1341	1470
House File 1365	1367

Lost:

Senate File 1124	921
Senate File 1147	749
Senate File 1232	1007
Senate File 1236	699
Senate File 1297	1074
House File 208	769
House File 491	877

Motion to reconsider, unanimous consent—

Senate File 1184	445
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Motion to lay on table—

Senate File 54	861
Senate File 571	1363
Senate File 1172	424
House Concurrent Resolution 107	371
House File 1341	1469

Prevailed:

House File 1341	1469
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Senate File 1173	424
House Concurrent Resolution 107	371
Withdrawn:	
Senate File 54	361
Motion to take from table—	
House File 1341	1469
Prevailed:	
House File 1341	1469
Motion to recede from amendment be reconsidered—	
Prevailed:	
Senate Joint Resolution 7	338
MOWRY, JOHN L.—Senator Twenty-sixth District	
Bills introduced — 1018, 1042, 1043, 1056, 1057, 1058, 1066, 1078, 1080, 1087, 1098, 1099, 1109, 1110, 1117, 1124, 1127, 1129, 1131, 1201.	
Amendments filed	
58, 59, 96, 132, 164, 304, 415, 416, 449, 457, 466, 478, 515, 601, 604, 685, 697, 721, 847, 868-869, 873, 925, 968, 981, 1005, 1014, 1081, 1162, 1183, 1227, 1252, 1306, 1328, 1340, 1425, 1485	
Amendments offered64, 111, 167, 449, 466, 483, 601, 697, 847, 873, 1005, 1081, 1082, 1162, 1183, 1270, 1320, 1328, 1410, 1425, 1486	
Amendments withdrawn	563, 731, 982, 1163, 1328, 1456
Call of the Senate requested	444, 450, 465, 1418
Committee appointments	16, 69, 192, 246, 1393
Reports	217, 254, 528
Resolutions offered	755, 1273, 1375
Presented the Honorable William J. Scherle, Congressman from the Seventh Congressional District and former Iowa Representative..	104
NEU, ARTHUR A.—Senator Twenty-ninth District	
Bill introduced — 1028, 1077, 1118, 1125, 1157, 1160, 1161, 1168, 1169.	
Amendments filed	
.....181, 262, 401, 437, 447, 474, 515, 516, 631, 721, 722, 723, 813, 943, 945, 1000, 1004, 1023, 1181-1140, 1169, 1252, 1402, 1482	
Amendments offered	
219, 429, 447, 474, 538, 628, 640, 728, 1000, 1004, 1020, 1022, 1182	
Amendments withdrawn	262, 448, 530, 623
Call of the Senate requested	1418
Committee appointments	3, 15, 16, 29, 63
Reports	218
Resolutions offered	315, 1097
Presented the Honorable Peter F. Hansen, former member of the Senate from Carroll county	1044
NICHOLSON, EDWARD E.—Senator Fifteenth District	
Bills introduced — S. J. R. 1005; 1021, 1084, 1087, 1093, 1157, 1201, 1242.	
Amendments filed	280, 436, 737, 812, 1036
Amendments offered	280, 1363
Call of the Senate requested	1413
Committee appointments	13, 14, 69, 716, 1195
Petitions presented	785, 999
Reports	217, 1165, 1333-1337
Resolutions offered	878, 879, 1013, 1275
NOMINATIONS—	
For President pro tempore of the Senate	5
OATH OF OFFICE—	
By newly elected Senators	2
By President pro tempore of Senate	5

OFFICERS AND EMPLOYEES OF THE SENATE—

Permanent officers elected and took oath of office	7
Committee clerks	36
Appointment of	36, 77
Reports of committee thereon	36
Pages	36
Resolution relating to Pages, H. C. R. 138	1291, 1357

OLLENBURG, H. L.—Senator Forty-third District

Bills introduced — 1018, 1027, 1078, 1098, 1262.	
Amendments filed	378, 884, 955, 1042, 1160, 1169, 1251, 1276, 1378
Amendments offered	884, 955, 1042, 1160, 1282, 1321
Amendments withdrawn	884
Committee appointments	16, 17, 63, 690, 1321
Reports	218, 853, 1431-1433
Resolutions offered	1420
Announced that Senator Curran had been selected for the Cattlemen's Hall of Fame by the Iowa Beef Producers' Assn.	439
Presented the Honorable John Leonard Buren, former member of the Senate from Hancock county	463
Presented a group of citizens from Garner, Iowa, who extended an invitation to members of the Senate to attend Garner's Centennial Celebration; the group included the Honorable Walter E. Edelen, former member of the Senate from Hancock county ..	741
Presented Resolution signed by 185 residents of Hancock county	929

O'MALLEY, GEORGE E.—Senator Twentieth District

Bills introduced — S. J. R. 1005; 1017, 1018, 1025, 1035, 1092, 1128, 1139, 1140, 1211, 1262.	
Amendments filed	181, 188, 398, 399-401, 453, 535, 645, 685-687, 721, 723, 784, 815, 847, 905, 1143, 1168, 1169, 1182, 1306, 1340, 1434, 1482, 1483
Amendments offered	188, 322, 847, 1094, 1182, 1355
Amendments withdrawn	908, 1094, 1182, 1355
Call of the Senate requested	509, 634
Committee appointments	5, 13, 16, 17, 18, 69, 193, 321, 1393, 1494
Presided at sessions of the Senate	102, 109, 155, 713, 863, 865, 912, 1284
Reports	217, 480
Resolutions offered	549, 1164, 1273
Escorted Senator Rigler to rostrum to receive gift	1356
Presented with chair	1492

ORR, JOAN—Senator Eighteenth District

Bills introduced — 1018, 1112, 1119, 1208, 1265, 1266, 1267, 1268, 1284.	
Amendments filed	502, 504, 514, 834-839, 944, 991, 1016, 1141
Amendments offered	504, 522, 1124, 1459, 1460
Amendment withdrawn	504, 1124
Call of the Senate requested	509, 634
Committee appointments	14, 16, 63, 193
Petitions presented	706
Reports	218
Resolutions offered	549, 810

PAGES—

Lieutenant Governor's pages appointed	36
Took oath before Lieutenant Governor	36

PALMER, WILLIAM D.—Senator Twentieth District

Bills introduced — S. J. R. 1005; 1018, 1087, 1112, 1119, 1128, 1253, 1262.	
Amendments filed	617, 646, 719-720, 812, 1252, 1396
Amendments offered	777, 778, 1323, 1396
Amendments withdrawn	778
Call of the Senate requested	509, 634
Committee appointments	14, 15, 68, 1029
Presided at sessions of the Senate	1075
Reports	218, 1188
Resolutions offered	549, 755

PARKER, KENNETH—Senator Thirty-first District

Bill introduced — 1018, 1087, 1151, 1192, 1242, 1253.	
Amendments filed	1419
Amendments offered	1419
Committee appointments	16
Presided at sessions of the Senate	1284
Congratulated Senator Hougen on his birthday, mutually shared	1346

PERSONNEL COMMITTEE—

(See also Officers and Employees)

Appointments	77
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POINTS OF ORDER RAISED—

On Senate Concurrent Resolution 119—Senator Neu	1238
On Senate Joint Resolution 7—Senator Frommelt	261
On Senate Joint Resolution 7—Senator Lange	264
On Senate Joint Resolution 1003—Senator Potgeter	744
On Senate File 253—Senator Mowry	658
On Senate File 366—Senator Frommelt	326
On Senate File 332—Senator Rigler	1325
On Senate File 665—Senator Rigler	1122
On Senate File 665—Senator Coleman	1126
On Senate File 1059—Senator Denman	138
On Senate File 1084—Senator Mowry	1149
On Senate File 1084—Senator Denman	1159
On Senate File 1124—Senator Glenn	921
On Senate File 1178—Senator Hill	555, 556
On Senate File 1181—Senator Frommelt	557
On Senate File 1187—Senator Rigler	578
On Senate File 1297—Senator Hill	1072
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On Senate File 1318—Senator O'Malley	1823
On House File 56—Senator Rigler	134
On House File 204—Senator Hill	956
On House File 663—Senator Potgeter	623
On House File 720—Senator Walsh	506
On House File 720—Senator Glenn	508
On House File 720—Senator Rigler	520
On House File 764—Senator Rigler	426
On House File 1103—Senator Doderer	1039
On House File 1137—Senator Walsh	808
On House File 1156—Senator Hill	725
On House File 1156—Senator Glenn	737
On House File 1220—Senator Walsh	1394
On House File 1233—Senator Coleman	1480

On House File 1338—Senator Smith	1108
On House File 1346—Senator Lamborn	1395
On House File 1358—Senator Balloun	1368

POTGETER, JAMES A.—Senator Thirty-third District

Bills introduced — S. J. R. 1003; 1083, 1073, 1078, 1093, 1098, 1107, 1141, 1151, 1201, 1221, 1283.	
Amendments filed	
.....184, 181, 195, 213, 215, 278, 305, 355, 369, 384,	
393, 436, 440, 449, 457, 501, 552, 656, 660, 682, 695, 696,	
812, 829, 854, 880, 943, 955, 990, 1041, 1146, 1160, 1169, 1306, 1479	
Amendments offered	27,
134, 207, 215, 278, 369, 384, 440, 449, 556, 564, 656, 660,	
695, 696, 714, 829, 908, 934, 955, 1041, 1160, 1230, 1260, 1362, 1479	
Amendments withdrawn	
.....215, 464, 468, 610, 611, 660, 910, 1049, 1260,	1363
Committee appointments	3, 13, 15, 69, 346, 527, 1044
Committee reassignments	13
Petitions presented	148, 260, 929, 1060
Presided at sessions of the Senate	202, 594, 1490
Reports	253, 528, 754
Resolutions offered	755, 1097, 1430
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POTTER, RALPH W.—Senator Twenty-fourth District

Bills introduced — 1018, 1063, 1078, 1093, 1141, 1208, 1214, 1219, 1220, 1242, 1283.	
Amendments filed	
.....459-462, 473, 703, 762, 990, 1104, 1169, 1186,	1187
Amendments offered	473, 1186, 1187
Amendments withdrawn	1049
Committee appointments	6, 14, 15, 1412
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Bills introduced — 1151, 1201, 1208, 1242.	
Amendments filed	905-906, 998
Amendments offered	931, 932, 1021
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Committee appointments	14, 69, 1029, 1377
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(See Governor Ray, Robert D.)

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REICHARDT, WILLIAM J.—Senator Twentieth District

Bills introduced — S. J. R. 1001, 1005; 1037, 1093, 1094, 1112, 1113, 1114, 1128, 1142, 1256.	
Amendments filed	373, 393-397, 512, 515, 534, 557, 605, 645, 765, 808, 815, 886, 945, 949, 1014, 1104, 1105, 1168
Amendments offered	521, 557, 808, 886, 947, 949, 1072, 1107
Amendments withdrawn	886
Call of the Senate requested	444, 450, 465
Committee appointments	17, 1292
Petitions presented	34, 358, 706
Presided at sessions of the Senate	1284
Reports	37, 1332
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RIGLER, ROBERT R.—Senator Fortieth District, Majority Floor Leader

Bills introduced — 1056, 1057, 1058, 1066, 1111, 1139, 1140, 1144, 1221, 1233.	
Amendments filed	181, 188, 191, 308, 344, 359, 362, 442, 444, 445, 459, 508, 524, 563, 565, 572-573, 604, 685-687, 695, 698, 707, 709, 763, 764, 802, 834, 909, 940, 968, 985, 1025, 1030, 1104, 1108, 1119, 1145, 1148, 1169, 1276, 1306, 1379, 1392, 1397

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SCHABEN, JAMES F.—Senator Twenty-second District

Bills introduced — S. J. R. 1006; 1018, 1019, 1082, 1093, 1170, 1221.	
Amendments filed	
160, 230, 250, 417, 448, 552, 565, 812, 1108, 1422, 1423, 1454, 1480	
Amendments offered	
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Amendments filed	226, 718, 1033, 1058
Amendments offered	1255, 1318
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SHAFF, ROGER J.—Senator Sixteenth District

Bills introduced — 1018, 1027, 1051, 1093, 1105, 1133, 1201, 1262.
 Amendments filed356, 389, 426, 631, 823, 1036, 1169
 Amendments offered385, 389, 440, 789, 823, 910
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SHIRLEY, ALAN—Senator Twenty-first District

Bills introduced — S. J. R. 1005; 1018, 1080, 1038, 1049, 1093, 1119,
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 Amendments filed96, 101, 457, 628,
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SMITH, MARVIN W.—Senator Forty-eighth District

Bills introduced — S. J. R. 1005; 1018, 1025, 1106, 1145.
 Amendments filed
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 Amendments filed551, 735, 1275
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Amendments filed	378, 477, 642, 757, 1377
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STEPHENS, RICHARD L.—Senator Eighth District

Bills introduced — 1018, 1025, 1087, 1093, 1106, 1186, 1201, 1208, 1242, 1262.	
Amendments filed	195, 892, 1104, 1119
Amendments offered	40, 41, 199, 692, 1119
Amendments withdrawn	1107
Call of the Senate requested	1418
Committee appointments	16, 103, 690, 1471
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SULLIVAN, CHARLES K.—Senator Thirty-seventh District

Bills introduced — S. J. R. 1005; 1069, 1078, 1087, 1090, 1093, 1094, 1129, 1134, 1139, 1140, 1141, 1201, 1211, 1218, 1242.	
Amendments filed	96, 147, 173, 241, 393, 707, 784, 943, 1018
Amendments offered	172, 173, 276, 661, 707, 1095
Amendments withdrawn	334
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THORSEN, HAROLD A.—Senator Fifteenth District

Bills introduced — 1078, 1087, 1125, 1129, 1151, 1155, 1201, 1242, 1393.	
Amendments filed	227, 459-462, 506, 519, 631, 703-705, 811, 846, 865, 990, 992, 1016, 1049, 1191, 1307, 1365
Amendments offered	474, 506, 519, 846, 865, 1047, 1048, 1071, 1075, 1365
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VAN GILST, BASS—Senator Tenth District

Bills introduced — S. J. R. 1005; 1018, 1025, 1048, 1087, 1093, 1119,
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WALSH, JOHN M.—Senator Thirtieth District

Bills introduced — 1017, 1035, 1068, 1074, 1077, 1093, 1112, 1125, 1129,
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WEIMER, J. DONALD—Senator Twenty-fourth District

Bills introduced — 1013, 1093, 1119, 1155, 1208, 1212.
Amendments filed333, 459, 479, 515, 637-689, 945, 1059, 1064
Amendments offered348, 518, 1061, 1064
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